

103^D CONGRESS
1ST SESSION

H. R. 2520

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 15, 1993

Ordered to be printed with the amendments of the Senate numbered

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1994, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior and related agencies for the
6 fiscal year ending September 30, 1994, and for other pur-
7 poses, namely:

8 TITLE I—DEPARTMENT OF THE INTERIOR

9 BUREAU OF LAND MANAGEMENT

10 (1) *MANAGEMENT OF LANDS AND RESOURCES*

11 *For expenses necessary for protection, use, improve-*
12 *ment, development, disposal, cadastral surveying, classifica-*

1 tion, and performance of other functions, including mainte-
2 nance of facilities, as authorized by law, in the management
3 of lands and their resources under the jurisdiction of the
4 Bureau of Land Management, including the general admin-
5 istration of the Bureau of Land Management, \$604,415,000,
6 of which the following amounts shall remain available until
7 expended: not to exceed \$1,462,000 to be derived from the
8 special receipt account established by section 4 of the Land
9 and Water Conservation Fund Act of 1965, as amended (16
10 U.S.C. 460l-6a(i)), and \$69,418,000 for the Automated
11 Land and Mineral Record System Project: Provided, That
12 appropriations herein made shall not be available for the
13 destruction of healthy, unadopted, wild horses and burros
14 in the care of the Bureau of Land Management or its con-
15 tractors; and in addition, \$15,300,000 for Mining Law Ad-
16 ministration program operations to remain available
17 through September 30, 1994, to be reduced by amounts col-
18 lected by the Bureau of Land Management and credited to
19 this appropriation from annual mining claim fees so as
20 to result in a final fiscal year 1994 appropriation estimated
21 at not more than \$604,415,000: Provided further, That in
22 addition to funds otherwise available, not to exceed
23 \$5,000,000 from annual mining claim fees shall be credited
24 to this account for the costs of administering the mining

1 *claim fee program, and shall remain available until ex-*
2 *pended.*

3 FIRE PROTECTION

4 For necessary expenses for fire management, emer-
5 gency rehabilitation, fire presuppression and prepared-
6 ness, and other related emergency actions by the Depart-
7 ment of the Interior, \$117,143,000, to remain available
8 until expended.

9 EMERGENCY DEPARTMENT OF THE INTERIOR

10 FIREFIGHTING FUND

11 For emergency rehabilitation, severity presup-
12 pression, and wildfire suppression activities of the Depart-
13 ment of the Interior, \$116,674,000, to remain available
14 until expended: *Provided*, That such funds also are avail-
15 able for repayment of advances to other appropriation ac-
16 counts from which funds were previously transferred for
17 such purposes: *Provided further*, That notwithstanding
18 any other provision of law, persons hired pursuant to 43
19 U.S.C. 1469 may be furnished subsistence and lodging
20 without cost from funds available from this appropriation:
21 *Provided further*, That only amounts for emergency reha-
22 bilitation and wildfire suppression activities that are in ex-
23 cess of the average of such costs for the previous ten years
24 shall be considered “emergency requirements” pursuant to
25 section 251(b)(2)(D) of the Balanced Budget and Emer-
26 gency Deficit Control Act of 1985.

1 **(2)** CONSTRUCTION AND ACCESS

2 *For acquisition of lands and interests therein, and*
3 *construction of buildings, recreation facilities, roads, trails,*
4 *and appurtenant facilities, \$10,817,000, to remain avail-*
5 *able until expended.*

6 PAYMENTS IN LIEU OF TAXES

7 For expenses necessary to implement the Act of Octo-
8 ber 20, 1976 (31 U.S.C. 6901–07), \$104,108,000, of
9 which not to exceed \$400,000 shall be available for admin-
10 istrative expenses.

11 LAND ACQUISITION

12 For expenses necessary to carry out the provisions
13 of sections 205, 206, and 318(d) of Public Law 94–579
14 including administrative expenses and acquisition of lands
15 or waters, or interests therein, **(3)** \$14,877,000
16 \$8,177,000, to be derived from the Land and Water Con-
17 servation Fund, to remain available until expended.

18 OREGON AND CALIFORNIA GRANT LANDS

19 For expenses necessary for management, protection,
20 and development of resources and for construction, oper-
21 ation, and maintenance of access roads, reforestation, and
22 other improvements on the revested Oregon and California
23 Railroad grant lands, on other Federal lands in the Or-
24 egon and California land-grant counties of Oregon, and
25 on adjacent rights-of-way; and acquisition of lands or in-
26 terests therein including existing connecting roads on or

1 adjacent to such grant lands; \$83,052,000, to remain
2 available until expended: *Provided*, That 25 per centum
3 of the aggregate of all receipts during the current fiscal
4 year from the revested Oregon and California Railroad
5 grant lands is hereby made a charge against the Oregon
6 and California landgrant fund and shall be transferred to
7 the General Fund in the Treasury in accordance with the
8 provisions of the second paragraph of subsection (b) of
9 title II of the Act of August 28, 1937 (50 Stat. 876).

10 **(4)** *RANGE IMPROVEMENTS*

11 *For rehabilitation, protection, and acquisition of lands*
12 *and interests therein, and improvement of Federal range-*
13 *lands pursuant to section 401 of the Federal Land Policy*
14 *and Management Act of 1976 (43 U.S.C. 1701), notwith-*
15 *standing any other Act, sums equal to 50 per centum of*
16 *all moneys received during the prior fiscal year under sec-*
17 *tions 3 and 15 of the Taylor Grazing Act (43 U.S.C. 315*
18 *et seq.) and the amount designated for range improvements*
19 *from grazing fees and mineral leasing receipts from*
20 *Bankhead-Jones lands transferred to the Department of the*
21 *Interior pursuant to law, but not less than \$10,025,000, to*
22 *remain available until expended: Provided, That not to ex-*
23 *ceed \$600,000 shall be available for administrative ex-*
24 *penses.*

1 *SERVICE CHARGES, DEPOSITS, AND FORFEITURES*

2 *For administrative expenses and other costs related to*
3 *processing application documents and other authorizations*
4 *for use and disposal of public lands and resources, for costs*
5 *of providing copies of official public land documents, for*
6 *monitoring construction, operation, and termination of fa-*
7 *cilities in conjunction with use authorizations, and for re-*
8 *habilitation of damaged property, such amounts as may be*
9 *collected under sections 209(b), 304(a), 304(b), 305(a), and*
10 *504(g) of the Act approved October 21, 1976 (43 U.S.C.*
11 *1701), and sections 101 and 203 of Public Law 93–153,*
12 *to be immediately available until expended: Provided, That*
13 *notwithstanding any provision to the contrary of section*
14 *305(a) of the Act of October 21, 1976 (43 U.S.C. 1735(a)),*
15 *any moneys that have been or will be received pursuant*
16 *to that section, whether as a result of forfeiture, com-*
17 *promise, or settlement, if not appropriate for refund pursu-*
18 *ant to section 305(c) of that Act (43 U.S.C. 1735(c)), shall*
19 *be available and may be expended under the authority of*
20 *this or subsequent appropriations Acts by the Secretary to*
21 *improve, protect, or rehabilitate any public lands adminis-*
22 *tered through the Bureau of Land Management which have*
23 *been damaged by the action of a resource developer, pur-*
24 *chaser, permittee, or any unauthorized person, without re-*
25 *gard to whether all moneys collected from each such forfeit-*

1 *ure, compromise, or settlement are used on the exact lands*
 2 *damage to which led to the forfeiture, compromise, or settle-*
 3 *ment: Provided further, That such moneys are in excess of*
 4 *amounts needed to repair damage to the exact land for*
 5 *which collected.*

6 MISCELLANEOUS TRUST FUNDS

7 *In addition to amounts authorized to be expended*
 8 *under existing law, there is hereby appropriated such*
 9 *amounts as may be contributed under section 307 of the*
 10 *Act of October 21, 1976 (43 U.S.C. 1701), and such*
 11 *amounts as may be advanced for administrative costs, sur-*
 12 *veys, appraisals, and costs of making conveyances of omit-*
 13 *ted lands under section 211(b) of that Act, to remain avail-*
 14 *able until expended.*

15 ADMINISTRATIVE PROVISIONS

16 *Appropriations for the Bureau of Land Management*
 17 *shall be available for purchase, erection, and dismantlement*
 18 *of temporary structures, and alteration and maintenance*
 19 *of necessary buildings and appurtenant facilities to which*
 20 *the United States has title; up to \$100,000 for payments,*
 21 *at the discretion of the Secretary, for information or evi-*
 22 *dence concerning violations of laws administered by the Bu-*
 23 *reau of Land Management; miscellaneous and emergency*
 24 *expenses of enforcement activities authorized or approved*
 25 *by the Secretary and to be accounted for solely on his cer-*
 26 *tificate, not to exceed \$10,000: Provided, That appropria-*

1 *tions herein made for Bureau of Land Management expend-*
 2 *itures in connection with the revested Oregon and Califor-*
 3 *nia Railroad and reconveyed Coos Bay Wagon Road grant*
 4 *lands (other than expenditures made under the appropria-*
 5 *tion "Oregon and California grant lands") shall be reim-*
 6 *bursed to the General Fund of the Treasury from the 25*
 7 *per centum referred to in subsection (c), title II, of the Act*
 8 *approved August 28, 1937 (50 Stat. 876), of the special*
 9 *fund designated the "Oregon and California land grant*
 10 *fund" and section 4 of the Act approved May 24, 1939 (53*
 11 *Stat. 754), of the special fund designated the "Coos Bay*
 12 *Wagon Road grant fund": Provided further, That notwith-*
 13 *standing 44 U.S.C. 501, the Bureau may, under cooperative*
 14 *cost-sharing and partnership arrangements authorized by*
 15 *law, procure printing services from cooperators in connec-*
 16 *tion with jointly-produced publications for which the co-*
 17 *operators share the cost of printing either in cash or in serv-*
 18 *ices, and the Bureau determines the cooperator is capable*
 19 *of meeting accepted quality standards.*

20 UNITED STATES FISH AND WILDLIFE SERVICE

21 RESOURCE MANAGEMENT

22 For expenses necessary for scientific and economic
 23 studies, conservation, management, investigations, protec-
 24 tion, and utilization of sport fishery and wildlife resources,
 25 except whales, seals, and sea lions, and for the perform-

1 ance of other authorized functions related to such re-
 2 sources; for the general administration of the United
 3 States Fish and Wildlife Service; and for maintenance of
 4 the herd of long-horned cattle on the Wichita Mountains
 5 Wildlife Refuge; and not less than \$1,000,000 for high
 6 priority projects within the scope of the approved budget
 7 which shall be carried out by Youth Conservation Corps
 8 as authorized by the Act of August 13, 1970, as amended
 9 by Public Law 93-408, ~~(5)\$492,229,000~~ \$476,831,000,
 10 of which \$11,799,000 shall be for operation and mainte-
 11 nance of fishery mitigation facilities constructed by the
 12 Corps of Engineers under the Lower Snake River Com-
 13 pensation Plan, authorized by the Water Resources Devel-
 14 opment Act of 1976 (90 Stat. 2921), to compensate for
 15 loss of fishery resources from water development projects
 16 on the Lower Snake River, and which shall remain avail-
 17 able until expended; and of which ~~(6)\$2,500,000~~
 18 \$1,500,000 shall be provided to the National Fish and
 19 Wildlife Foundation for endangered species activities: *Pro-*
 20 *vided*, That such amount shall be matched by at least an
 21 equal amount by the National Fish and Wildlife
 22 Foundation~~(7)~~: *Provided further, That within funds pro-*
 23 *vided \$100,000 shall be made available to the United States*
 24 *Fish and Wildlife Service for the purpose of compiling and*
 25 *maintaining a database consisting of big game and small*

1 *game population levels and hunter harvests in, and adja-*
 2 *cent to, areas under consideration for wolf reintroduction:*
 3 *Provided further, That such study shall consist of data ob-*
 4 *tained from State game and fish agencies and Federal agen-*
 5 *cies with jurisdiction for wildlife management in these*
 6 *areas: Provided further, That such database shall include*
 7 *measured and estimated population levels of game species*
 8 *covering a period ten years prior to the date of enactment:*
 9 *Provided further, That such database shall be updated on*
 10 *a yearly basis after the date of enactment(8): Provided fur-*
 11 *ther, That \$40,000 of the funds provided herein shall be*
 12 *made available for the research program relating to habitat*
 13 *and repopulation studies and possible interactions between*
 14 *wolves and mountain lions in and around Yellowstone Na-*
 15 *tional Park.*

16 CONSTRUCTION

17 For construction and acquisition of buildings and
 18 other facilities required in the conservation, management,
 19 investigation, protection, and utilization of sport fishery
 20 and wildlife resources, and the acquisition of lands and
 21 interests therein; ~~(9)\$53,209,000~~ \$75,388,000, to remain
 22 available until expended ~~(10)of which \$1,800,000 shall~~
 23 be available as a grant from the United States Fish and
 24 Wildlife Service to Ducks Unlimited, Inc., for construction
 25 of the Federal portion of the dike and pumping station
 26 at Metzger Marsh.

1 NATURAL RESOURCE DAMAGE ASSESSMENT AND
2 RESTORATION FUND

3 To conduct natural resource damage assessments and
4 restoration activities by the Department of the Interior
5 necessary to carry out the provisions of the Comprehensive
6 Environmental Response, Compensation, and Liability
7 Act, as amended (42 U.S.C. 9601, et seq.), Federal Water
8 Pollution Control Act, as amended (33 U.S.C. 1251, et
9 seq.), the Oil Pollution Act of 1990 (Public Law 101–
10 380), and the Act of July 27, 1990 (Public Law 101–
11 337); ~~(11)\$7,260,000~~ \$6,260,000, to remain available
12 until expended: *Provided*, That notwithstanding any other
13 provision of law, any amounts appropriated or credited in
14 fiscal year 1992 and thereafter, may be transferred to any
15 account to carry out the provisions of negotiated legal set-
16 tlements or other legal actions for restoration activities
17 and to carry out the provisions of the Comprehensive En-
18 vironmental Response, Compensation, and Liability Act,
19 as amended (42 U.S.C. 9601, et seq.), Federal Water Pol-
20 lution Control Act, as amended (33 U.S.C. 1251, et seq.),
21 the Oil Pollution Act of 1990 (Public Law 101–380), and
22 the Act of July 27, 1990 (Public Law 101–337) for dam-
23 age assessment activities: *Provided further*, That sums
24 provided by any party are not limited to monetary pay-
25 ments and may include stocks, bonds or other personal

1 or real property, which may be retained, liquidated or oth-
 2 erwise disposed of by the Secretary and such sums or
 3 properties shall be utilized for the restoration of injured
 4 resources, and to conduct new damage assessment activi-
 5 ties.

6 LAND ACQUISITION

7 For expenses necessary to carry out the provisions
 8 of the Land and Water Conservation Fund Act of 1965,
 9 as amended (16 U.S.C. 460l-4-11), including administra-
 10 tive expenses, and for acquisition of land or waters, or in-
 11 terest therein, in accordance with statutory authority ap-
 12 plicable to the United States Fish and Wildlife Service,
 13 and for activities authorized under Public Law 98-244 to
 14 be carried out by the National Fish and Wildlife Founda-
 15 tion, ~~(12)\$61,610,000~~ *\$76,204,000*, to be derived from
 16 the Land and Water Conservation Fund, to remain avail-
 17 able until expended.

18 COOPERATIVE ENDANGERED SPECIES CONSERVATION

19 FUND

20 For expenses necessary to carry out the provisions
 21 of the Endangered Species Act of 1973 (16 U.S.C. 1531-
 22 1543), as amended by Public Law 100-478,
 23 ~~(13)\$9,571,000~~ *\$8,571,000* for Grants to States, to be de-
 24 rived from the Cooperative Endangered Species Conserva-
 25 tion Fund, and to remain available until expended.

1 NATIONAL WILDLIFE REFUGE FUND

2 For expenses necessary to implement the Act of Octo-
3 ber 17, 1978 (16 U.S.C. 715s), ~~(14)\$11,748,000~~
4 *\$13,748,000*.

5 REWARDS AND OPERATIONS

6 For expenses necessary to carry out the provisions
7 of the African Elephant Conservation Act (16 U.S.C.
8 4201–4203, 4211–4213, 4221–4225, 4241–4245, and
9 1538), \$1,169,000, to remain available until expended.

10 NORTH AMERICAN WETLANDS CONSERVATION FUND

11 For expenses necessary to carry out the provisions
12 of the North American Wetlands Conservation Act, Public
13 Law 101–233, ~~(15)\$11,257,000~~ *\$13,257,000*, and in fis-
14 cal year 1992 and thereafter, amounts received during the
15 immediately preceding fiscal year under section 6 of the
16 Migratory Bird Treaty Act (16 U.S.C. 707) as penalties
17 or fines or from forfeitures of property or collateral, to
18 remain available until expended.

19 WILDLIFE CONSERVATION AND APPRECIATION FUND

20 For deposit to the Wildlife Conservation and Appre-
21 ciation Fund, \$1,000,000, to remain available until ex-
22 pended, to be available for carrying out the Partnerships
23 for Wildlife Act only to the extent such funds are matched
24 as provided in section 7105 of said Act.

1 ADMINISTRATIVE PROVISIONS

2 Appropriations and funds available to the United
3 States Fish and Wildlife Service shall be available for pur-
4 chase of not to exceed 130 passenger motor vehicles, of
5 which 112 are for replacement only (including 43 for po-
6 lice-type use); not to exceed \$400,000 for payment, at the
7 discretion of the Secretary, for information, rewards, or
8 evidence concerning violations of laws administered by the
9 United States Fish and Wildlife Service, and miscellane-
10 ous and emergency expenses of enforcement activities, au-
11 thorized or approved by the Secretary and to be accounted
12 for solely on his certificate; repair of damage to public
13 roads within and adjacent to reservation areas caused by
14 operations of the United States Fish and Wildlife Service;
15 options for the purchase of land at not to exceed \$1 for
16 each option; facilities incident to such public recreational
17 uses on conservation areas as are consistent with their pri-
18 mary purpose; and the maintenance and improvement of
19 aquaria, buildings, and other facilities under the jurisdic-
20 tion of the United States Fish and Wildlife Service and
21 to which the United States has title, and which are utilized
22 pursuant to law in connection with management and in-
23 vestigation of fish and wildlife resources: *Provided*, That
24 the United States Fish and Wildlife Service may accept
25 donated aircraft as replacements for existing aircraft.

1 NATIONAL BIOLOGICAL SURVEY
2 RESEARCH, INVENTORIES, AND SURVEYS

3 For expenses necessary for scientific research relating
4 to species biology, population dynamics, and ecosystems;
5 inventory and monitoring activities; technology develop-
6 ment and transfer; the operation of Cooperative Research
7 Units; and for the general administration of the National
8 Biological Survey, ~~(16)\$163,604,000~~ \$156,837,000, of
9 which ~~(17)\$162,177,000~~ \$155,410,000 shall remain avail-
10 able until September 30, 1995, and of which \$1,427,000
11 shall remain available until expended for
12 construction~~(18)~~: *Provided, That the National Biological*
13 *Survey is authorized to accept lands, buildings, equipment,*
14 *and other contributions, either cash or in-kind, from public*
15 *and private sources, and to prosecute projects in coopera-*
16 *tion with other agencies, Federal, State, or private: Pro-*
17 *vided further, That the National Biological Survey is au-*
18 *thorized to accept the services of outside individuals or enti-*
19 *ties without compensation.*

20 NATIONAL PARK SERVICE
21 OPERATION OF THE NATIONAL PARK SYSTEM

22 For expenses necessary for the management, oper-
23 ation, and maintenance of areas and facilities adminis-
24 tered by the National Park Service (including special road
25 maintenance service to trucking permittees on a reimburs-

1 able basis), and for the general administration of the Na-
 2 tional Park Service, including not to exceed \$1,599,000
 3 for the Volunteers-in-Parks program, \$38,400 for a lump-
 4 sum payment to Marlene Anita Hudson of Washington,
 5 District of Columbia, which payment shall be in addition
 6 to any other amount that is otherwise payable under any
 7 other provision of law based on the death of James A.
 8 Hudson, and not less than \$1,000,000 for high priority
 9 projects within the scope of the approved budget which
 10 shall be carried out by Youth Conservation Corps as au-
 11 thorized by the Act of August 13, 1970, as amended by
 12 Public Law 93-408, ~~(19) \$1,059,033,000~~ \$1,063,335,000,
 13 without regard to the Act of August 24, 1912, as amended
 14 (16 U.S.C. 451), of which not to exceed \$78,559,000 to
 15 remain available until expended is to be derived from the
 16 special fee account established pursuant to title V, section
 17 5201, of Public Law 100-203~~(20)~~: *Provided, That the*
 18 *National Park Service shall not enter into future conces-*
 19 *sionaire contracts, including renewals, that do not include*
 20 *a termination for cause clause that provides for possible ex-*
 21 *tinguishment of possessory interests excluding depreciated*
 22 *book value of concessionaire investments without compensa-*
 23 *tion*~~(21)~~: *Provided further, That funds included in the sec-*
 24 *tion entitled as Special Park Increases of the National Park*
 25 *Service budget, for two natural resource management FTEs*

1 *dealing with the reintroduction of the wolf, shall be instead*
 2 *used for the improvement of the physical infrastructure of*
 3 *Yellowstone National Park: Provided further, That the re-*
 4 *sources reallocated shall be consistent with accounts remain-*
 5 *ing for the stated purpose based on the committee's rec-*
 6 *ommended funding level.*

7 NATIONAL RECREATION AND PRESERVATION

8 For expenses necessary to carry out recreation pro-
 9 grams, natural programs, cultural programs, environ-
 10 mental compliance and review, international park affairs,
 11 statutory or contractual aid for other activities, and grant
 12 administration, not otherwise provided for,
 13 ~~(22)\$35,606,000~~ \$43,844,000, of which not to exceed
 14 \$610,000 shall be for the Roosevelt Campobello Inter-
 15 national Park Commission.

16 HISTORIC PRESERVATION FUND

17 For expenses necessary in carrying out the provisions
 18 of the Historic Preservation Act of 1966 (80 Stat. 915),
 19 as amended (16 U.S.C. 470), \$40,000,000 to be derived
 20 from the Historic Preservation Fund, established by sec-
 21 tion 108 of that Act, as amended, to remain available for
 22 obligation until September 30, 1995.

23 CONSTRUCTION

24 For construction, improvements, repair or replace-
 25 ment of physical facilities, ~~(23)\$183,949,000~~
 26 \$191,136,000, to remain available until expended ~~(24)ef~~

1 which \$2,000,000 for the Boston Public Library shall be
 2 derived from the Historic Preservation Fund pursuant to
 3 ~~16 U.S.C. 470a~~: *Provided, That of the funds provided*
 4 *under this heading, not to exceed \$450,000 shall be made*
 5 *available to the City of Hot Springs, Arkansas, to be used*
 6 *as part of the non-Federal share of a cost-shared feasibility*
 7 *study of flood protection for the downtown area which con-*
 8 *tains a significant amount of National Park Service prop-*
 9 *erty and improvements: Provided further, That notwith-*
 10 *standing any other provision of law a single procurement*
 11 *for the construction of the Franklin Delano Roosevelt Memo-*
 12 *rial may be issued which includes the full scope of the*
 13 *project: Provided further, That the solicitation and the con-*
 14 *tract shall contain the clause "availability of funds" found*
 15 *at 48 CFR 52.323.18.*

16 **(25) URBAN PARK AND RECREATION FUND**

17 For expenses necessary to carry out the provisions
 18 of the Urban Park and Recreation Recovery Act of 1978
 19 (~~16 U.S.C. 2501–2514~~), \$5,000,000, to remain available
 20 until expended.

21 **LAND AND WATER CONSERVATION FUND**

22 **(RESCISSION)**

23 The contract authority provided for fiscal year 1994
 24 by 16 U.S.C. 460l–10a is rescinded.

1 LAND ACQUISITION AND STATE ASSISTANCE

2 For expenses necessary to carry out the provisions
3 of the Land and Water Conservation Fund Act of 1965,
4 as amended (16 U.S.C. 460l-4-11), including administra-
5 tive expenses, and for acquisition of lands or waters, or
6 interest therein, in accordance with statutory authority
7 applicable to the National Park Service, ~~(26)~~\$89,460,000
8 \$95,587,000 to be derived from the Land and Water Con-
9 servation Fund, to remain available until expended, of
10 which \$28,053,000 is for the State assistance program in-
11 cluding \$3,303,000 to administer the State assistance pro-
12 gram: *Provided*, That of the amounts previously appro-
13 priated to the Secretary's contingency fund for grants to
14 States \$9,000 shall be available in 1994 for administrative
15 expenses of the State grant program.

16 JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

17 For expenses necessary for operating and maintain-
18 ing the John F. Kennedy Center for the Performing Arts,
19 \$20,629,000, of which \$12,697,000 shall remain available
20 until expended.

21 ILLINOIS AND MICHIGAN CANAL NATIONAL HERITAGE

22 CORRIDOR COMMISSION

23 For operation of the Illinois and Michigan Canal Na-
24 tional Heritage Corridor Commission, \$250,000.

1 ADMINISTRATIVE PROVISIONS

2 Appropriations for the National Park Service shall be
3 available for the purchase of not to exceed 447 passenger
4 motor vehicles, of which 323 shall be for replacement only,
5 including not to exceed 345 for police-type use, 12 buses,
6 and 5 ambulances: *Provided*, That none of the funds in
7 this Act may be used to upgrade the Burr Trail National
8 Rural Scenic Road in Utah except to meet health, safety
9 and environmental concerns: *Provided further*, That none
10 of the funds appropriated to the National Park Service
11 may be used to process any grant or contract documents
12 which do not include the text of 18 U.S.C. 1913(27): *Pro-*
13 *vided further, That notwithstanding any other provision of*
14 *law, the National Park Service may hereafter recover all*
15 *costs of providing necessary services associated with special*
16 *use permits, such reimbursements to be credited to the ap-*
17 *propriation current at that time*(28):~~*Provided further,*~~
18 ~~That none of the funds in this Act may be used to pay~~
19 ~~overtime to any individual employee of the United States~~
20 ~~Park Police in excess of \$20,000 per year:~~ *Provided fur-*
21 *ther*, That none of the funds appropriated to the National
22 Park Service may be used to implement an agreement for
23 the redevelopment of the southern end of Ellis Island until
24 such agreement has been submitted to the Congress and
25 shall not be implemented prior to the expiration of 30 cal-

1 endar days (not including any day in which either House
2 of Congress is not in session because of adjournment of
3 more than three calendar days to a day certain) from the
4 receipt by the Speaker of the House of Representatives
5 and the President of the Senate of a full and comprehen-
6 sive report on the development of the southern end of Ellis
7 Island, including the facts and circumstances relied upon
8 in support of the proposed project.

9 UNITED STATES GEOLOGICAL SURVEY

10 SURVEYS, INVESTIGATIONS, AND RESEARCH

11 For expenses necessary for the United States Geo-
12 logical Survey to perform surveys, investigations, and re-
13 search covering topography, geology, hydrology, and the
14 mineral and water resources of the United States, its Ter-
15 ritories and possessions, and other areas as authorized by
16 law (43 U.S.C. 31, 1332 and 1340); classify lands as to
17 their mineral and water resources; give engineering super-
18 vision to power permittees and Federal Energy Regulatory
19 Commission licensees; administer the minerals exploration
20 program (30 U.S.C. 641); and publish and disseminate
21 data relative to the foregoing activities; \$584,685,000, of
22 which \$63,488,000 shall be available only for cooperation
23 with States or municipalities for water resources investiga-
24 tions: *Provided*, That no part of this appropriation shall
25 be used to pay more than one-half the cost of any topo-

1 graphic mapping or water resources investigations carried
2 on in cooperation with any State or municipality: *Provided*
3 *further*, That notwithstanding any other provision of law
4 a single procurement for the construction of an addition
5 to the EROS Data Center in Sioux Falls, South Dakota
6 may be issued which includes the full scope of the project:
7 *Provided further*, That the solicitation and the contract
8 shall contain the clause “availability of funds” found at
9 48 CFR 52.323.18.

10 ADMINISTRATIVE PROVISIONS

11 The amount appropriated for the United States Geo-
12 logical Survey shall be available for purchase of not to ex-
13 ceed 22 passenger motor vehicles, for replacement only;
14 reimbursement to the General Services Administration for
15 security guard services; contracting for the furnishing of
16 topographic maps and for the making of geophysical or
17 other specialized surveys when it is administratively deter-
18 mined that such procedures are in the public interest; con-
19 struction and maintenance of necessary buildings and ap-
20 purtenant facilities; acquisition of lands for gauging sta-
21 tions and observation wells; expenses of the United States
22 National Committee on Geology; and payment of com-
23 pensation and expenses of persons on the rolls of the Unit-
24 ed States Geological Survey appointed, as authorized by
25 law, to represent the United States in the negotiation and
26 administration of interstate compacts: *Provided*, That ac-

1 tivities funded by appropriations herein made may be ac-
 2 complished through the use of contracts, grants, or coop-
 3 erative agreements as defined in Public Law 95-224.

4 MINERALS MANAGEMENT SERVICE

5 LEASING AND ROYALTY MANAGEMENT

6 For expenses necessary for minerals leasing and envi-
 7 ronmental studies, regulation of industry operations, and
 8 collection of royalties, as authorized by law; for enforcing
 9 laws and regulations applicable to oil, gas, and other min-
 10 erals leases, permits, licenses and operating contracts; and
 11 for matching grants or cooperative agreements; including
 12 the purchase of not to exceed eight passenger motor vehi-
 13 cles for replacement only; ~~(29)\$193,197,000~~
 14 ~~\$192,897,000~~, of which not less than ~~(30)\$65,896,000~~
 15 ~~\$64,896,000~~ shall be available for royalty management ac-
 16 tivities; and an amount not to exceed \$5,000,000 for the
 17 Technical Information Management System of Outer Con-
 18 tinental Shelf (OCS) Lands Activity, to be credited to this
 19 appropriation and to remain available until expended,
 20 from additions to current preset receipts and from addi-
 21 tional fee collections relating to OCS administrative activi-
 22 ties performed by the Minerals Management Service over
 23 and above what the Minerals Management Service cur-
 24 rently collects to offset its costs for these activities: *Pro-*
 25 *vided*, That \$1,500,000 for computer acquisitions shall re-

1 main available until September 30, 1995: *Provided further*,
 2 That funds appropriated under this Act shall be available
 3 for the payment of interest in accordance with 30 U.S.C.
 4 1721 (b) and (d): *Provided further*, That not to exceed
 5 \$3,000 shall be available for reasonable expenses related
 6 to promoting volunteer beach and marine cleanup activi-
 7 ties: *Provided further*, That notwithstanding any other
 8 provision of law, \$15,000 under this head shall be avail-
 9 able for refunds of overpayments in connection with cer-
 10 tain Indian leases in which the Director of the Minerals
 11 Management Service concurred with the claimed refund
 12 due: *Provided further*, That the sixth proviso under the
 13 heading “Leasing and Royalty Management” for the Min-
 14 erals Management Service in Public Law 102–381 (106
 15 Stat. 1385–1386) is amended by striking the words “this
 16 account” after the words “shall be credited to” and insert-
 17 ing in lieu thereof “the leasing and royalty management
 18 account of the Minerals Management Service”.

19 OIL SPILL RESEARCH

20 For necessary expenses to carry out the purposes of
 21 title I, section 1016, and title VII of the Oil Pollution Act
 22 of 1990, ~~(31) \$5,681,000~~ \$5,331,000, which shall be de-
 23 rived from the Oil Spill Liability Trust Fund, to remain
 24 available until expended.

1 BUREAU OF MINES

2 MINES AND MINERALS

3 For expenses necessary for conducting inquiries,
4 technological investigations, and research concerning the
5 extraction, processing, use, and disposal of mineral sub-
6 stances without objectionable social and environmental
7 costs; to foster and encourage private enterprise in the de-
8 velopment of mineral resources and the prevention of
9 waste in the mining, minerals, metal, and mineral rec-
10 lamation industries; to inquire into the economic condi-
11 tions affecting those industries; to promote health and
12 safety in mines and the mineral industry through re-
13 search; and for other related purposes as authorized by
14 law, ~~(32)\$169,336,000~~ \$171,584,000, of which
15 ~~(33)\$105,063,000~~ \$107,311,000 shall remain available
16 until expended.

17 ADMINISTRATIVE PROVISIONS

18 The Secretary is authorized to accept lands, build-
19 ings, equipment, other contributions, and fees from public
20 and private sources, and to prosecute projects using such
21 contributions and fees in cooperation with other Federal,
22 State or private agencies: *Provided*, That the Bureau of
23 Mines is authorized, during the current fiscal year, to sell
24 directly or through any Government agency, including cor-
25 porations, any metal or mineral product that may be man-
26 ufactured in pilot plants operated by the Bureau of Mines,

1 and the proceeds of such sales shall be covered into the
2 Treasury as miscellaneous receipts.

3 OFFICE OF SURFACE MINING RECLAMATION AND
4 ENFORCEMENT
5 REGULATION AND TECHNOLOGY

6 For necessary expenses to carry out the provisions
7 of the Surface Mining Control and Reclamation Act of
8 1977, Public Law 95–87, as amended, including the pur-
9 chase of not to exceed 15 passenger motor vehicles for re-
10 placement only; \$110,552,000, and notwithstanding 31
11 U.S.C. 3302, an additional amount shall be credited to
12 this account, to remain available until expended, from per-
13 formance bond forfeitures in fiscal year 1994: *Provided*,
14 That notwithstanding any other provision of law, the Sec-
15 retary of the Interior, pursuant to regulations, may utilize
16 directly or through grants to States, moneys collected in
17 fiscal year 1994 pursuant to the assessment of civil pen-
18 alties under section 518 of the Surface Mining Control
19 and Reclamation Act of 1977 (30 U.S.C. 1268), to reclaim
20 lands adversely affected by coal mining practices after Au-
21 gust 3, 1977, to remain available until expended: *Provided*
22 *further*, That notwithstanding any other provisions of law,
23 appropriations for the Office of Surface Mining Reclama-
24 tion and Enforcement may provide for the travel and per
25 diem expenses of State and tribal personnel attending Of-

1 fice of Surface Mining Reclamation and Enforcement
2 sponsored training.

3 ABANDONED MINE RECLAMATION FUND

4 For necessary expenses to carry out the provisions
5 of title IV of the Surface Mining Control and Reclamation
6 Act of 1977, Public Law 95-87, as amended, including
7 the purchase of not more than 22 passenger motor vehicles
8 for replacement only, \$190,107,000 to be derived from re-
9 ceipts of the Abandoned Mine Reclamation Fund and to
10 remain available until expended: *Provided*, That of the
11 funds herein provided up to \$20,000,000 may be used for
12 the emergency program authorized by section 410 of Pub-
13 lic Law 95-87, as amended, of which no more than 25
14 per centum shall be used for emergency reclamation
15 projects in any one State and funds for Federally-adminis-
16 tered emergency reclamation projects under this proviso
17 shall not exceed \$12,000,000(34):~~*Provided further, That*~~
18 16 full-time equivalent positions are to be maintained in
19 the Anthracite Reclamation Program at the Wilkes-Barre
20 Field Office: *Provided further*, That pursuant to Public
21 Law 97-365, the Department of the Interior is authorized
22 to utilize up to 20 per centum from the recovery of the
23 delinquent debt owed to the United States Government to
24 pay for contracts to collect these debts.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For operation of Indian programs by direct expenditure, contracts, cooperative agreements, and grants including expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment of care, tuition, assistance, and other expenses of Indians in boarding homes, or institutions, or schools; grants and other assistance to needy Indians; maintenance of law and order; management, development, improvement, and protection of resources and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges; acquisition of water rights; advances for Indian industrial and business enterprises; operation of Indian arts and crafts shops and museums; development of Indian arts and crafts, as authorized by law; for the general administration of the Bureau of Indian Affairs, including such expenses in field offices; maintaining of Indian reservation roads as defined in section 101 of title 23, United States Code; and construction, repair, and improvement of Indian housing,

(35) \$1,492,650,000 \$1,489,885,000, including \$316,111,000 for school operations costs of Bureau-funded schools and other education programs which shall be-

1 come available for obligation on July 1, 1994, and shall
2 remain available for obligation until September 30, 1995,
3 and ~~(36)\$52,582,000~~ *\$49,226,000* for housing and road
4 maintenance programs, to remain available until ex-
5 pended, and of which, payments of funds obligated as
6 grants to schools pursuant to Public Law 100-297 shall
7 be made on July 1 and December 1 in lieu of the payments
8 authorized to be made on October 1 and January 1 of
9 each calendar year, and of which not to exceed
10 \$74,764,000 for higher education scholarships, adult voca-
11 tional training, and assistance to public schools under the
12 Act of April 16, 1934 (48 Stat. 596), as amended (25
13 U.S.C. 452 et seq.), shall remain available for obligation
14 until September 30, 1995; and the funds made available
15 to tribes and tribal organizations through contracts or
16 grants obligated during fiscal year 1994 as authorized by
17 the Indian Self-Determination Act of 1975 (88 Stat.
18 2203; 25 U.S.C. 450 et seq.), or grants authorized by the
19 Indian Education Amendments of 1988 (25 U.S.C. 2001
20 and 2008A) shall remain available until expended by the
21 contractor or grantee; and of which ~~(37)\$1,983,000~~
22 *\$2,483,000* for litigation support shall remain available
23 until expended, \$4,934,000 for self-governance tribal com-
24 pacts shall be made available on completion and submis-
25 sion of such compacts to the Congress, and shall remain

1 available until expended; and of which \$1,179,000 for ex-
2 penses necessary to carry out the provisions of section
3 19(a) of Public Law 93–531 (25 U.S.C. 640d–18(a)),
4 shall remain available until expended: *Provided*, That none
5 of the funds appropriated to the Bureau of Indian Affairs
6 shall be expended as matching funds for programs funded
7 under section 103(b)(2) of the Carl D. Perkins Vocational
8 Education Act(38): *Provided further, That of the amount*
9 *appropriated under this head in Public Law 102–381,*
10 *\$250,000 for activities related to the Alaska Native Claims*
11 *Settlement Act shall remain available until expended: Pro-*
12 *vided further, That \$199,000 of the funds made available*
13 *in this Act shall be available for cyclical maintenance of*
14 *tribally owned fish hatcheries and related facilities(39):*
15 *Provided further, That not to exceed \$84,808,000 of the*
16 *funds in this Act shall be available for payments to tribes*
17 *and tribal organizations for indirect costs associated with*
18 *contracts or grants or compacts authorized by the Indian*
19 *Self-Determination Act of 1975, as amended(40): Provided*
20 *further, That notwithstanding any other provision of law,*
21 *any locality qualified to select land as a native village*
22 *under the Alaska Native Claims Settlement Act (Public*
23 *Law 92–203 as amended) shall be eligible to participate*
24 *in funding for the Indian roads program(41): Provided*
25 *further, That for the purpose of Indian Reservation road*

1 *construction, all public Indian reservation roads (as defined*
2 *in 23 U.S.C. 101), identified in the 1990 Bureau of Indian*
3 *Affairs Juneau Area Transportation Study (and in any*
4 *subsequent update of such Transportation Study) shall be*
5 *included as BIA system adjusted miles in the Bureau of*
6 *Indian Affairs highway trust fund formula for distribution*
7 *for fiscal year 1994: Provided further, That this provision*
8 *shall expire upon implementation by the Secretary of the*
9 *Interior of a relative needs based highway trust fund alloca-*
10 *tion formula pursuant to 23 U.S.C. 202(d): Provided fur-*
11 *ther, That none of the funds in this Act shall be used by*
12 *the Bureau of Indian Affairs to transfer funds under a*
13 *contract with any third party for the management of tribal*
14 *or individual Indian trust funds until the funds held in*
15 *trust for all such tribes or individuals have been audited*
16 *and reconciled to the earliest possible date, the results of*
17 *such reconciliation have been certified by an independent*
18 *party as the most complete reconciliation of such funds*
19 *possible, and the affected tribe or individual has been pro-*
20 *vided with an accounting of such funds: Provided further,*
21 *That notwithstanding any other provision of law, the stat-*
22 *ute of limitations shall not commence to run on any claim,*
23 *including any claim in litigation pending on the date of*
24 *this Act, concerning losses to or mismanagement of trust*
25 *funds, until the affected tribe or individual Indian has*

1 been furnished with the accounting of such funds from
2 which the beneficiary can determine whether there has
3 been a loss: *Provided further*, That \$297,000 of the
4 amounts provided for education program management
5 shall be available for a grant to the Close Up Foundation:
6 *Provided further*, That the Task Force on Bureau of In-
7 dian Affairs Reorganization shall continue activities under
8 its charter as adopted and amended on April 17,
9 1991(42): *Provided further*, That any reorganization pro-
10 posal shall not be implemented until the Task Force has
11 reviewed it and recommended its implementation to the
12 Secretary and such proposal has been submitted to and ap-
13 proved by the Committees on Appropriations, except that
14 the Bureau may submit a reorganization proposal related
15 only to management improvements, along with Task Force
16 comments or recommendations to the Committees on Appro-
17 priations for review and disposition by the Committees:
18 *Provided further*, That to provide funding uniformity with-
19 in a Self-Governance Compact, any funds provided in this
20 Act with availability for more than one year may be repro-
21 grammed to one year availability but shall remain avail-
22 able within the Compact until expended: *Provided further*,
23 That notwithstanding any other provision of law, Indian
24 tribal governments may, by appropriate changes in eligi-
25 bility criteria or by other means, change eligibility for gen-

1 eral assistance or change the amount of general assistance
2 payments for individuals within the service area of such
3 tribe who are otherwise deemed eligible for general assist-
4 ance payments so long as such changes are applied in a
5 consistent manner to individuals similarly situated: *Pro-*
6 *vided further*, That any savings realized by such changes
7 shall be available for use in meeting other priorities of the
8 tribes: *Provided further*, That any such change must be
9 part of a comprehensive tribal plan for reducing the long-
10 term need for general assistance payments: *Provided fur-*
11 *ther*, That any such tribal plan must incorporate, to the
12 greatest extent feasible, currently existing social service,
13 educational training, and employment assistance resources
14 prior to changing general assistance eligibility or payment
15 standards which would have the effect of increasing the
16 cost of general assistance: *Provided further*, That any net
17 increase in costs to the Federal Government which result
18 solely from tribally increased payment levels and which are
19 not part of such a comprehensive tribal plan shall be met
20 exclusively from funds available to the tribe from within
21 its tribal priority allocation: *Provided further*, That any
22 forestry funds allocated to a tribe which remain unobli-
23 gated as of September 30, 1994, may be transferred dur-
24 ing fiscal year 1995 to an Indian forest land assistance
25 account established for the benefit of such tribe within the

1 tribe's trust fund account: *Provided further*, That any such
 2 unobligated balances not so transferred shall expire on
 3 September 30, 1995: *Provided further*, That notwithstand-
 4 ing any other provision of law, no funds available to the
 5 Bureau of Indian Affairs, other than the amounts pro-
 6 vided herein for assistance to public schools under the Act
 7 of April 16, 1934 (48 Stat. 596), as amended (25 U.S.C.
 8 452 et seq.), shall be available to support the operation
 9 of any elementary or secondary school in the State of Alas-
 10 ka in fiscal year 1994: *Provided further*, That the Bureau
 11 shall form a Joint Task Force with representatives of
 12 Alaska Natives and Alaska schools to examine the needs
 13 of the schools and formulate recommendations to address
 14 those needs in fiscal year 1994~~(43)~~: *Provided further*,
 15 *That any funds provided under this head or previously pro-*
 16 *vided for tribally-controlled community colleges which are*
 17 *distributed prior to July 1, 1994 which have been or are*
 18 *being invested or administered in compliance with section*
 19 *331 of the Higher Education Act shall be deemed to be in*
 20 *compliance for current and future purposes with Title III*
 21 *of the Tribally Controlled Community Colleges Assistance*
 22 *Act.*

23 CONSTRUCTION

24 For construction, major repair, and improvement of
 25 irrigation and power systems, buildings, utilities, and
 26 other facilities, including architectural and engineering

1 services by contract; acquisition of lands and interests in
 2 lands; and preparation of lands for farming,
 3 ~~(44)\$172,799,000~~ \$150,429,000, to remain available until
 4 expended: *Provided*, That \$1,500,000 of the funds made
 5 available in this Act shall be available for rehabilitation
 6 of tribally owned fish hatcheries and related facilities: *Pro-*
 7 *vided further*, That such amounts as may be available for
 8 the construction of the Navajo Indian Irrigation Project
 9 and for other water resource development activities related
 10 to the Salt River Pima-Maricopa Water Rights Settlement
 11 Act, Southern Arizona Water Rights Settlement Act and
 12 Fort McDowell Indian Community Water Rights Settle-
 13 ment Act may be transferred to the Bureau of Reclama-
 14 tion: *Provided further*, That not to exceed 6 per centum
 15 of contract authority available to the Bureau of Indian
 16 Affairs from the Federal Highway Trust Fund may be
 17 used to cover the road program management costs of the
 18 Bureau of Indian Affairs(45): *Provided further*, That
 19 funds appropriated for construction of the Wind River In-
 20 dian Irrigation Project in fiscal year 1990 (Public Law
 21 101-121), fiscal year 1991 (Public Law 101-512), fiscal
 22 year 1992 (Public Law 102-154), and hereafter shall be
 23 made available on a non-reimbursable basis: *Provided fur-*
 24 *ther*, That any funds provided for the Safety of Dams pro-

1 gram pursuant to 25 U.S.C. 13 shall be made available
2 on a non-reimbursable basis.

3 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
4 MISCELLANEOUS PAYMENTS TO INDIANS

5 For miscellaneous payments to Indian tribes and in-
6 dividuals for implementation of enacted Indian land and
7 water claim settlements pursuant to Public Laws 87-483,
8 97-293, 100-512, 101-486, 101-602, 101-618, 101-
9 628, 102-441, 102-575, and for implementation of other
10 enacted water rights settlements, and for necessary ad-
11 ministrative expenses, \$103,259,000, to remain available
12 until expended: *Provided*, That of the funds provided here-
13 in, \$1,260,000 shall be available pursuant to Public Laws
14 96-420, 98-500, 99-264, and 100-580; and \$3,000,000
15 shall be available (1) to liquidate obligations owed tribal
16 and individual Indian payees of any checks canceled pur-
17 suant to section 1003 of the Competitive Equality Bank-
18 ing Act of 1987 (Public Law 100-86 (101 Stat. 659)),
19 31 U.S.C. 3334(b), and (2) to restore to Individual Indian
20 Monies trust funds amounts invested in credit unions or
21 defaulted savings and loan associations and which were
22 not federally insured, including any interest on these
23 amounts that may have been earned, but was not because
24 of the default.

1 NAVAJO REHABILITATION TRUST FUND

2 For Navajo tribal rehabilitation and improvement ac-
3 tivities in accordance with the provisions of section 32(d)
4 of Public Law 93-531, as amended (25 U.S.C. 640d-30),
5 including necessary administrative expenses, \$2,466,000,
6 to remain available until expended.

7 TECHNICAL ASSISTANCE OF INDIAN ENTERPRISES

8 For payment of management and technical assistance
9 requests associated with loans and grants approved under
10 the Indian Financing Act of 1974, as amended,
11 \$1,970,000.

12 INDIAN DIRECT LOAN PROGRAM ACCOUNT

13 For the cost, as defined in section 13201 of the
14 Budget Enforcement Act of 1990, including the cost of
15 modifying loans, of expert assistance loans authorized by
16 the Act of November 4, 1963, as amended, and the cost
17 of direct loans authorized by the Indian Financing Act of
18 1974, as amended, \$2,484,000: *Provided*, That these
19 funds are available to subsidize gross obligations for the
20 principal amount of direct loans not to exceed
21 \$10,890,000.

22 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

23 For the cost of guaranteed loans, \$8,784,000, as au-
24 thorized by the Indian Financing Act of 1974, as amend-
25 ed: *Provided*, That such costs including the cost of modify-
26 ing such loans, shall be as defined in section 502 of the

1 Congressional Budget Act of 1974, as amended: *Provided*
 2 *further*, That these funds are available to subsidize total
 3 loan principal any part of which is to be guaranteed not
 4 to exceed \$69,000,000.

5 In addition, for administrative expenses necessary to
 6 carry out the guaranteed loan program, \$906,000.

7 ADMINISTRATIVE PROVISIONS

8 Appropriations for the Bureau of Indian Affairs (ex-
 9 cept the revolving fund for loans, the Indian loan guaran-
 10 tee and insurance fund, the Technical Assistance of Indian
 11 Enterprises account, the Indian Direct Loan Program ac-
 12 count, and the Indian Guaranteed Loan Program account)
 13 shall be available for expenses of exhibits, and purchase
 14 of not to exceed 260 passenger carrying motor vehicles,
 15 of which not to exceed 212 shall be for replacement only.

16 TERRITORIAL AND INTERNATIONAL AFFAIRS

17 ADMINISTRATION OF TERRITORIES

18 For expenses necessary for the administration of ter-
 19 ritories under the jurisdiction of the Department of the
 20 Interior, ~~(46)\$82,107,000~~ \$81,457,000, of which (1)
 21 ~~(47)\$77,569,000~~ \$76,869,000 shall be available until ex-
 22 pended for technical assistance, including maintenance as-
 23 sistance, disaster assistance, drug interdiction and abuse
 24 prevention, insular management controls, and brown tree
 25 snake control and research; grants to the judiciary in
 26 American Samoa for compensation and expenses, as au-

1 thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
2 ment of American Samoa, in addition to current local rev-
3 enues, for construction and support of governmental func-
4 tions; grants to the Government of the Virgin Islands as
5 authorized by law; grants to the Government of Guam,
6 as authorized by law; and grants to the Government of
7 the Northern Mariana Islands as authorized by law (Pub-
8 lic Law 94-241; 90 Stat. 272); and (2) ~~(48)~~\$4,538,000
9 \$4,588,000 shall be available for salaries and expenses of
10 the Office of Territorial and International Affairs: *Pro-*
11 *vided*, That all financial transactions of the territorial and
12 local governments herein provided for, including such
13 transactions of all agencies or instrumentalities estab-
14 lished or utilized by such governments, shall be audited
15 by the General Accounting Office, in accordance with
16 chapter 35 of title 31, United States Code: *Provided fur-*
17 *ther*, That Northern Mariana Islands Covenant grant
18 funding shall be provided according to those terms of the
19 Agreement of the Special Representatives on Future Unit-
20 ed States Financial Assistance for the Northern Mariana
21 Islands approved by Public Law 99-396, ~~(49)~~*or any sub-*
22 *sequent legislation related to Commonwealth of the North-*
23 *ern Mariana Islands covenant grant funding*, except that
24 should the Secretary of the Interior believe that the per-
25 formance standards of such agreement are not being met,

1 operations funds may be withheld, but only by Act of Con-
2 gress as required by Public Law 99–396: *Provided further,*
3 That \$1,025,000 of the amounts provided for technical as-
4 sistance shall be available for a grant to the Close Up
5 Foundation(50): *Provided further, That the funds for the*
6 *program of operations and maintenance improvement are*
7 *appropriated to institutionalize routine operations and*
8 *maintenance of capital infrastructure in American Samoa,*
9 *Guam, the Virgin Islands, the Commonwealth of the North-*
10 *ern Mariana Islands, the Republic of Palau, the Republic*
11 *of the Marshall Islands, and the Federated States of Micro-*
12 *nesia through assessments of long-range operations and*
13 *maintenance needs, improved capability of local operations*
14 *and maintenance institutions and agencies (including*
15 *management and vocational education training), and*
16 *project-specific maintenance (with territorial participation*
17 *and cost sharing to be determined by the Secretary based*
18 *on the individual territory's commitment to timely mainte-*
19 *nance of its capital assets)(51): *Provided further, That any**
20 *appropriation for disaster assistance under this head in*
21 *this act or previous appropriations acts may be used as*
22 *non-Federal matching funds for the purpose of hazard miti-*
23 *gation grants provided pursuant to section 404 of the Rob-*
24 *ert T. Stafford Disaster Relief and Emergency Assistance*
25 *Act (42 U.S.C. 5170c).*

1 TRUST TERRITORY OF THE PACIFIC ISLANDS

2 For expenses necessary for the Department of the In-
3 terior in administration of the Trust Territory of the Pa-
4 cific Islands pursuant to the Trusteeship Agreement ap-
5 proved by joint resolution of July 18, 1947 (61 Stat. 397),
6 and the Act of June 30, 1954 (68 Stat. 330), as amended
7 (90 Stat. 299; 91 Stat. 1159; 92 Stat. 495), and grants
8 to the Trust Territory of the Pacific Islands, in addition
9 to local revenues, for support of governmental functions;
10 ~~(52)\$24,038,000~~ \$23,338,000, to remain available until
11 expended, including ~~(53)\$18,605,000~~ \$17,964,000 for op-
12 erations of the Government of Palau: *Provided*, That all
13 financial transactions of the Trust Territory, including
14 such transactions of all agencies or instrumentalities es-
15 tablished or utilized by such Trust Territory, shall be au-
16 dited by the General Accounting Office in accordance with
17 chapter 35 of title 31, United States Code: *Provided fur-*
18 *ther*, That all Government operations funds appropriated
19 and obligated for the Republic of Palau under this account
20 for fiscal year 1994 shall be credited as an offset against
21 fiscal year 1994 payments made pursuant to the legisla-
22 tion approving the Palau Compact of Free Association
23 (Public Law 99-658), if such Compact is implemented be-
24 fore October 1, 1994: *Provided further*, That not less than
25 \$300,000 of the grants to the Republic of Palau, for sup-

1 port of governmental functions, shall be dedicated to the
 2 College of Micronesia in accordance with the agreement
 3 between the Micronesian entities.

4 COMPACT OF FREE ASSOCIATION

5 For economic assistance and necessary expenses for
 6 the Federated States of Micronesia and the Republic of
 7 the Marshall Islands as provided for in sections 122, 221,
 8 223, 232, and 233 of the Compacts of Free Association,
 9 \$22,102,000, to remain available until expended, as au-
 10 thorized by Public Law 99–239: *Provided*, That the effec-
 11 tive date of the Palau Compact for purposes of economic
 12 assistance pursuant to the Palau Compact of Free Asso-
 13 ciation, Public Law 99–658, shall be the effective date of
 14 the Palau Compact as determined pursuant to section 101
 15 of Public Law 101–219.

16 DEPARTMENTAL OFFICES

17 OFFICE OF THE SECRETARY

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of the Secretary
 20 of the Interior, \$64,111,000 of which not to exceed \$7,500
 21 may be for official reception and representation expenses.

22 **(54)** *ECOSYSTEM RESTORATION FUND*

23 *For expenses necessary to implement the President's*
 24 *Forest Plan for "Jobs in the Woods" ecosystem restoration*
 25 *in Northern California, Washington, and Oregon,*
 26 *\$7,000,000, to remain available until September 30, 1995:*

1 *Provided, That with the approval of the Secretary, such*
 2 *amounts as may be identified in implementation plans*
 3 *may be transferred to the Bureau of Land Management,*
 4 *the Fish and Wildlife Service, and the Bureau of Indian*
 5 *Affairs.*

6 OFFICE OF THE SOLICITOR

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of the Solicitor,
 9 \$33,359,000.

10 OFFICE OF INSPECTOR GENERAL

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of the Inspector
 13 General, \$24,283,000.

14 CONSTRUCTION MANAGEMENT

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Construction
 17 Management, ~~(55)\$2,494,000~~ \$2,194,000.

18 NATIONAL INDIAN GAMING COMMISSION

19 SALARIES AND EXPENSES

20 For necessary expenses of the National Indian Gam-
 21 ing Commission, pursuant to Public Law 100-497,
 22 ~~(56)\$1,000,000~~ \$1,500,000.

23 ADMINISTRATIVE PROVISIONS

24 There is hereby authorized for acquisition from avail-
 25 able resources within the Working Capital Fund, 18 air-
 26 craft, 10 of which shall be for replacement and which may

1 be obtained by donation, purchase or through available ex-
2 cess surplus property: *Provided*, That notwithstanding any
3 other provision of law, existing aircraft being replaced may
4 be sold, with proceeds derived or trade-in value used to
5 offset the purchase price for the replacement aircraft: *Pro-*
6 *vided further*, That no programs funded with appropriated
7 funds in the “Office of the Secretary”, “Office of the So-
8 licitor”, and “Office of Inspector General” may be aug-
9 mented through the Working Capital Fund or the Consoli-
10 dated Working Fund.

11 GENERAL PROVISIONS, DEPARTMENT OF THE
12 INTERIOR

13 SEC. 101. Appropriations made in this title shall be
14 available for expenditure or transfer (within each bureau
15 or office), with the approval of the Secretary, for the emer-
16 gency reconstruction, replacement, or repair of aircraft,
17 buildings, utilities, or other facilities or equipment dam-
18 aged or destroyed by fire, flood, storm, or other unavoid-
19 able causes: *Provided*, That no funds shall be made avail-
20 able under this authority until funds specifically made
21 available to the Department of the Interior for emer-
22 gencies shall have been exhausted: *Provided further*, That
23 all funds used pursuant to this section are hereby des-
24 ignated by Congress to be “emergency requirements” pur-
25 suant to section 251(b)(2)(D) of the Balanced Budget and

1 Emergency Deficit Control Act of 1985 and must be re-
2 plenished by a supplemental appropriation which must be
3 requested as promptly as possible.

4 SEC. 102. The Secretary may authorize the expendi-
5 ture or transfer of any no year appropriation in this title,
6 in addition to the amounts included in the budget pro-
7 grams of the several agencies, for the suppression or emer-
8 gency prevention of forest or range fires on or threatening
9 lands under the jurisdiction of the Department of the Inte-
10 rior; for the emergency rehabilitation of burned-over lands
11 under its jurisdiction; for emergency actions related to po-
12 tential or actual earthquakes, floods, volcanoes, storms, or
13 other unavoidable causes; for contingency planning subse-
14 quent to actual oilspills; response and natural resource
15 damage assessment activities related to actual oilspills; for
16 the prevention, suppression, and control of actual or po-
17 tential grasshopper and Mormon cricket outbreaks on
18 lands under the jurisdiction of the Secretary, pursuant to
19 the authority in section 1773(b) of Public Law 99-198
20 (99 Stat. 1658); for emergency reclamation projects under
21 section 410 of Public Law 95-87; and shall transfer, from
22 any no year funds available to the Office of Surface Min-
23 ing Reclamation and Enforcement, such funds as may be
24 necessary to permit assumption of regulatory authority in
25 the event a primacy State is not carrying out the regu-

1 latory provisions of the Surface Mining Act: *Provided*,
2 That appropriations made in this title for fire suppression
3 purposes shall be available for the payment of obligations
4 incurred during the preceding fiscal year, and for reim-
5 bursement to other Federal agencies for destruction of ve-
6 hicles, aircraft, or other equipment in connection with
7 their use for fire suppression purposes, such reimburse-
8 ment to be credited to appropriations currently available
9 at the time of receipt thereof: *Provided further*, That for
10 emergency rehabilitation and wildfire suppression activi-
11 ties, no funds shall be made available under this authority
12 until funds appropriated to the “Emergency Department
13 of the Interior Firefighting Fund” shall have been ex-
14 hausted: *Provided further*, That all funds used pursuant
15 to this section are hereby designated by Congress to be
16 “emergency requirements” pursuant to section
17 251(b)(2)(D) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985 and must be replenished by
19 a supplemental appropriation which must be requested as
20 promptly as possible: *Provided further*, That such replen-
21 ishment funds shall be used to reimburse, on a pro rata
22 basis, accounts from which emergency funds were trans-
23 ferred.

24 SEC. 103. Appropriations made in this title shall be
25 available for operation of warehouses, garages, shops, and

1 similar facilities, wherever consolidation of activities will
2 contribute to efficiency or economy, and said appropria-
3 tions shall be reimbursed for services rendered to any
4 other activity in the same manner as authorized by sec-
5 tions 1535 and 1536 of title 31, U.S.C.: *Provided*, That
6 reimbursements for costs and supplies, materials, equip-
7 ment, and for services rendered may be credited to the
8 appropriation current at the time such reimbursements
9 are received.

10 SEC. 104. Appropriations made to the Department
11 of the Interior in this title shall be available for services
12 as authorized by 5 U.S.C. 3109, when authorized by the
13 Secretary, in total amount not to exceed \$500,000; hire,
14 maintenance, and operation of aircraft; hire of passenger
15 motor vehicles; purchase of reprints; payment for tele-
16 phone service in private residences in the field, when au-
17 thorized under regulations approved by the Secretary; and
18 the payment of dues, when authorized by the Secretary,
19 for library membership in societies or associations which
20 issue publications to members only or at a price to mem-
21 bers lower than to subscribers who are not members.

22 SEC. 105. Appropriations available to the Depart-
23 ment of the Interior for salaries and expenses shall be
24 available for uniforms or allowances therefor, as author-
25 ized by law (5 U.S.C. 5901–5902 and D.C. Code 4–204).

1 SEC. 106. Appropriations made in this title shall be
2 available for obligation in connection with contracts issued
3 by the General Services Administration for services or
4 rentals for periods not in excess of twelve months begin-
5 ning at any time during the fiscal year.

6 SEC. 107. No funds provided in this title may be ex-
7 pended by the Department of the Interior for the conduct
8 of offshore leasing and related activities placed under re-
9 striction in the President's moratorium statement of June
10 26, 1990, in the areas of Northern, Central, and Southern
11 California; the North Atlantic; Washington and Oregon;
12 and the Eastern Gulf of Mexico south of 26 degrees north
13 latitude and east of 86 degrees west longitude.

14 SEC. 108. No funds provided in this title may be ex-
15 pended by the Department of the Interior for the conduct
16 of leasing, or the approval or permitting of any drilling
17 or other exploration activity, on lands within the North
18 Aleutian Basin planning area.

19 SEC. 109. No funds provided in this title may be ex-
20 pended by the Department of the Interior for the conduct
21 of preleasing and leasing activities in the Eastern Gulf of
22 Mexico for Outer Continental Shelf Lease Sale 137 or for
23 Sale 151 in the April 1992 proposal for the Outer Con-
24 tinental Shelf Natural Gas and Oil Resource Management
25 Comprehensive Program, 1992–1997.

1 SEC. 110. No funds provided in this title may be ex-
2 pended by the Department of the Interior for the conduct
3 of preleasing and leasing activities in the Atlantic for
4 Outer Continental Shelf Lease Sale 164 in the April 1992
5 proposal for the Outer Continental Shelf Natural Gas and
6 Oil Resource Management Comprehensive Program,
7 1992–1997.

8 ~~(57)~~SEC. 111. None of the funds appropriated or
9 otherwise made available pursuant to this Act shall be ob-
10 ligated or expended to accept or process applications for
11 a patent for any mining or mill site claim located under
12 the general mining laws or to issue a patent for any min-
13 ing or mill site claim located under the general mining
14 laws.

15 ~~(58)~~SEC. 112. The provisions of section 111 shall
16 not apply if the Secretary of the Interior determines that,
17 for the claim concerned: (1) a patent application was filed
18 with the Secretary on or before the date of enactment of
19 this Act, and (2) all requirements established under sec-
20 tions 2325 and 2326 of the Revised Statutes (30 U.S.C.
21 29 and 30) for vein or lode claims and sections 2329,
22 2330, 2331, and 2333 of the Revised Statutes (30 U.S.C.
23 35, 36, and 37) for placer claims, and section 2337 of
24 the Revised Statutes (30 U.S.C. 42) for mill site claims,
25 as the case may be, were fully complied with by that date.

1 SEC. 113. None of the funds in this Act may be used
 2 to publish a National final rule defining the term “valid
 3 existing rights” for purposes of section 522(e) of the Sur-
 4 face Mining Control and Reclamation Act of 1977 or to
 5 publish a final rule disapproving any existing State defini-
 6 tion of valid existing rights.

7 ~~(59)SEC. 114. None of the funds appropriated or~~
 8 ~~otherwise made available in this title may be used to fund~~
 9 ~~operation or support of Grazing Advisory Boards estab-~~
 10 ~~lished by order of the Secretary of the Interior.~~

11 ~~(60)~~SEC. 115. *None of the funds appropriated under*
 12 *this Act shall be available for the planning or implementa-*
 13 *tion of an increase in entrance fees above the levels in effect*
 14 *on January 1, 1993, charged at the Blackwater National*
 15 *Wildlife Refuge, Maryland.*

16 ~~(61)~~SEC. 116. *None of the funds in this Act may be*
 17 *used to implement an agreement between the Secretary of*
 18 *the Interior and Save Our Cumberland Mountains, Inc. re-*
 19 *garding the operation and maintenance of the Applicant/*
 20 *Violator System.*

21 ~~(62)~~SEC. 117. *In implementing Section 1307 of Pub-*
 22 *lic Law 96–487 (94 Stat. 2479), the Secretary shall deem*
 23 *the holder of entry permit LP–GLBA005–93 to be a person*
 24 *who, on or before January 1, 1979, was engaged in ade-*

1 *quately providing visitor services of the type authorized in*
 2 *said permit within Glacier Bay National Park.*

3 TITLE II—RELATED AGENCIES

4 DEPARTMENT OF AGRICULTURE

5 FOREST SERVICE

6 FOREST RESEARCH

7 For necessary expenses of forest research as author-
 8 ized by law, ~~(63)\$193,083,000~~ *\$192,983,000*, to remain
 9 available until September 30, 1995.

10 ~~(64)~~INTERNATIONAL FORESTRY

11 For necessary expenses of international forestry as
 12 authorized by Public Laws 101-513 and 101-624,
 13 ~~\$11,996,000~~, to remain available until September 30,
 14 1995.

15 STATE AND PRIVATE FORESTRY

16 For necessary expenses of cooperating with, and pro-
 17 viding technical and financial assistance to States, Terri-
 18 tories, possessions, and others; and for forest pest man-
 19 agement activities, ~~(65)\$148,955,000~~ *\$169,107,000*, to
 20 remain available until expended, as authorized by
 21 law~~(66):—Provided~~, That of the funds previously appro-
 22 priated under this head as a grant to the National Tree
 23 Trust Foundation, \$3,000,000 shall be provided as a
 24 grant to the Texas Reforestation Foundation.

1 EMERGENCY PEST SUPPRESSION FUND

2 For necessary expenses for emergency suppression of
3 pests, \$15,000,000, to remain available until expended:
4 *Provided*, That these funds, or any portion thereof, shall
5 be available in fiscal year 1994 only to the extent that
6 the President notifies the Congress of his designation of
7 any or all of these amounts as emergency requirements
8 under section 251(b)(2)(D) of the Balanced Budget and
9 Emergency Deficit Control Act of 1985: *Provided further*,
10 That Congress hereby designates these amounts as emer-
11 gency requirements pursuant to section 251(b)(2)(D) of
12 the Balanced Budget and Emergency Deficit Control Act
13 of 1985.

14 ~~(67)~~INTERNATIONAL FORESTRY

15 *For necessary expenses of international forestry as au-*
16 *thorized by Public Laws 101-513 and 101-624, \$6,996,000,*
17 *to remain available until September 30, 1995.*

18 NATIONAL FOREST SYSTEM

19 For necessary expenses of the Forest Service, not
20 otherwise provided for, for management, protection, im-
21 provement, and utilization of the National Forest System,
22 and for administrative expenses associated with the man-
23 agement of funds provided under the heads “Forest Re-
24 search”, “State and Private Forestry”, “National Forest
25 System”, “Construction”, “Forest Service Fire Protec-
26 tion”, “Emergency Forest Service Firefighting Fund”,

1 ~~(68)~~“Forest Service Law Enforcement”, and “Land Ac-
 2 quisition”, ~~(69)\$1,237,272,000~~ *\$1,300,153,000*, to remain
 3 available for obligation until September 30, 1995, and in-
 4 cluding 65 per centum of all monies received during the
 5 prior fiscal year as fees collected under the Land and
 6 Water Conservation Fund Act of 1965, as amended, in
 7 accordance with section 4 of the Act (16 U.S.C. 460l-
 8 6a(i)): *Provided*, That unobligated and unexpended bal-
 9 ances in the National Forest System account at the end
 10 of fiscal year 1993, shall be merged with and made a part
 11 of the fiscal year 1994 National Forest System appropria-
 12 tion, and shall remain available for obligation until Sep-
 13 tember 30, 1995: *Provided further*, That timber volume
 14 authorized or scheduled for sale during fiscal year 1993,
 15 but which remains unsold at the end of fiscal year 1993,
 16 shall be offered for sale during fiscal year 1994 in addition
 17 to the fiscal year 1994 timber sale volume to the extent
 18 possible: *Provided further*, That up to \$5,000,000 of the
 19 funds provided herein for road maintenance shall be avail-
 20 able for the planned obliteration of roads which are no
 21 longer needed.

22 ~~(70)~~FOREST SERVICE LAW ENFORCEMENT

23 For necessary expenses for Forest Service law en-
 24 forcement, including criminal investigations, as authorized

1 by law, \$67,781,000, to remain available for obligation
 2 until September 30, 1995.

3 FOREST SERVICE FIRE PROTECTION

4 For necessary expenses for firefighting on or adjacent
 5 to National Forest System lands or other lands under fire
 6 protection agreement, and for forest fire management and
 7 presuppression on National Forest System lands,
 8 \$190,108,000, to remain available until expended: *Pro-*
 9 *vided*, That unexpended balances of amounts previously
 10 appropriated for this purpose under the heading "Forest
 11 Service Firefighting", Forest Service, may be transferred
 12 to and merged with this appropriation and accounted for
 13 as one appropriation for the same time period as originally
 14 enacted.

15 EMERGENCY FOREST SERVICE FIREFIGHTING FUND

16 For necessary expenses for emergency rehabilitation,
 17 presuppression due to emergencies or economic efficiency,
 18 and wildfire suppression activities of the Forest Service,
 19 \$190,222,000, to remain available until expended: *Pro-*
 20 *vided*, That such funds are available for repayment of ad-
 21 vances from other appropriation accounts previously
 22 transferred for such purposes.

23 CONSTRUCTION

24 For necessary expenses of the Forest Service, not
 25 otherwise provided for, for construction,
 26 ~~(71)\$237,423,000~~ \$264,795,000, to remain available until

1 expended, of which ~~(72)\$96,495,000~~ \$97,867,000 is for
 2 construction and acquisition of buildings and other facili-
 3 ties; and ~~(73)\$140,228,000~~ \$166,928,000 is for construc-
 4 tion and repair of forest roads and trails by the Forest
 5 Service as authorized by 16 U.S.C. 532–538 and 23
 6 U.S.C. 101 and 205: *Provided*, That funds becoming avail-
 7 able in fiscal year 1994 under the Act of March 4, 1913
 8 (16 U.S.C. 501) shall be transferred to the General Fund
 9 of the Treasury of the United States: *Provided further*,
 10 That not to exceed \$60,000,000, to remain available until
 11 expended, may be obligated for the construction of forest
 12 roads by timber purchasers.

13 LAND ACQUISITION

14 For expenses necessary to carry out the provisions
 15 of the Land and Water Conservation Fund Act of 1965,
 16 as amended (16 U.S.C. 460l–4–11), including administra-
 17 tive expenses, and for acquisition of land or waters, or in-
 18 terest therein, in accordance with statutory authority ap-
 19 plicable to the Forest Service, ~~(74)\$56,700,000~~
 20 \$51,050,000, to be derived from the Land and Water Con-
 21 servation Fund, to remain available until expended and
 22 \$300,000 which shall be derived from funds appropriated
 23 under this head in Public Law 101–512 for acquisition
 24 of land and interests therein at and near the Old Chief
 25 Joseph Gravesite and which shall be available for all ac-
 26 tivities under this heading.

1 ACQUISITION OF LANDS FOR NATIONAL FORESTS

2 SPECIAL ACTS

3 For acquisition of lands within the exterior bound-
4 aries of the Cache, Uinta, and Wasatch National Forests,
5 Utah; the Toiyabe National Forest, Nevada; and the An-
6 geles, San Bernardino, Sequoia, and Cleveland National
7 Forests, California, as authorized by law, \$1,212,000, to
8 be derived from forest receipts.

9 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

10 For acquisition of lands, to be derived from funds de-
11 posited by State, county, or municipal governments, public
12 school districts, or other public school authorities pursuant
13 to the Act of December 4, 1967, as amended (16 U.S.C.
14 484a), to remain available until expended.

15 RANGE BETTERMENT FUND

16 For necessary expenses of range rehabilitation, pro-
17 tection, and improvement, 50 per centum of all moneys
18 received during the prior fiscal year, as fees for grazing
19 domestic livestock on lands in National Forests in the six-
20 teen Western States, pursuant to section 401(b)(1) of
21 Public Law 94-579, as amended, to remain available until
22 expended, of which not to exceed 6 per centum shall be
23 available for administrative expenses associated with on-
24 the-ground range rehabilitation, protection, and improve-
25 ments.

3 For expenses authorized by 16 U.S.C. 1643(b),
4 \$96,000, to remain available until expended, to be derived
5 from the fund established pursuant to the above Act.

Appropriations to the Forest Service for the current fiscal year shall be available for: (a) purchase of not to exceed 182 passenger motor vehicles of which 20 will be used primarily for law enforcement purposes and of which 164 shall be for replacement only, of which acquisition of 122 passenger motor vehicles shall be from excess sources, and hire of such vehicles; operation and maintenance of aircraft, the purchase of not to exceed two for replacement only, and acquisition of 28 aircraft from excess sources; notwithstanding other provisions of law, existing aircraft being replaced may be sold, with proceeds derived or trade-in value used to offset the purchase price for the replacement aircraft; (b) services pursuant to the second sentence of section 706(a) of the Organic Act of 1944 (7 U.S.C. 2225), and not to exceed \$100,000 for employment under 5 U.S.C. 3109; (c) purchase, erection, and alteration of buildings and other public improvements (7 U.S.C. 2250); (d) acquisition of land, waters, and interests therein, pursuant to the Act of August 3, 1956 (7

1 U.S.C. 428a); (e) for expenses pursuant to the Volunteers
2 in the National Forest Act of 1972 (16 U.S.C. 558a,
3 558d, 558a note); and (f) for debt collection contracts in
4 accordance with 31 U.S.C. 3718(c).

5 None of the funds made available under this Act shall
6 be obligated or expended to change the boundaries of any
7 region, to abolish any region, to move or close any regional
8 office for research, State and private forestry, or National
9 Forest System administration of the Forest Service, De-
10 partment of Agriculture, without the consent of the House
11 and Senate Committees on Appropriations and the Com-
12 mittee on Agriculture, Nutrition, and Forestry in the
13 United States Senate and the Committee on Agriculture
14 in the United States House of Representatives.

15 Any appropriations or funds available to the Forest
16 Service may be advanced to the Forest Service Firefight-
17 ing appropriation and may be used for forest firefighting
18 and the emergency rehabilitation of burned-over lands
19 under its jurisdiction: *Provided*, That no funds shall be
20 made available under this authority until funds appro-
21 priated to the “Emergency Forest Service Firefighting
22 Fund” shall have been exhausted.

23 The appropriation structure for the Forest Service
24 may not be altered without advanced approval of the
25 House and Senate Committees on Appropriations.

1 Funds appropriated to the Forest Service shall be
2 available for assistance to or through the Agency for Inter-
3 national Development and the Office of International Co-
4 operation and Development in connection with forest and
5 rangeland research, technical information, and assistance
6 in foreign countries, and shall be available to support for-
7 estry and related natural resource activities outside the
8 United States and its territories and possessions, includ-
9 ing technical assistance, education and training, and co-
10 operation with United States and international organiza-
11 tions.

12 All funds received for timber salvage sales may be
13 credited to the Forest Service Permanent Appropriations
14 to be expended for timber salvage sales from any national
15 forest~~(75)~~, *and for timber sales preparation to replace*
16 *sales lost to fire or other causes, and sales preparation to*
17 *replace sales inventory on the shelf for any national forest*
18 *to a level sufficient to maintain new sales availability equal*
19 *to a rolling five-year average of the total sales offerings, and*
20 *for design, engineering, and supervision of construction of*
21 *roads lost to fire or other causes associated with the timber*
22 *sales programs described above: Provided, That notwith-*
23 *standing any other provision of law, moneys received from*
24 *the timber salvage sales program shall be considered as*
25 *money received for purposes of computing and distributing*

1 *25 per centum payments to local governments under 16*
2 *U.S.C. 500, as amended.*

3 None of the funds made available to the Forest Serv-
4 ice under this Act shall be subject to transfer under the
5 provisions of section 702(b) of the Department of Agri-
6 culture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C.
7 147b unless the proposed transfer is approved in advance
8 by the House and Senate Committees on Appropriations
9 in compliance with the reprogramming procedures con-
10 tained in House Report 102–116.

11 No funds appropriated to the Forest Service shall be
12 transferred to the Working Capital Fund of the Depart-
13 ment of Agriculture without the approval of the Chief of
14 the Forest Service.

15 Notwithstanding any other provision of law, any ap-
16 propriations or funds available to the Forest Service may
17 be used to disseminate program information to private and
18 public individuals and organizations through the use of
19 nonmonetary items of nominal value and to provide
20 nonmonetary awards of nominal value and to incur nec-
21 essary expenses for the nonmonetary recognition of private
22 individuals and organizations that make contributions to
23 Forest Service programs.

24 Notwithstanding any other provision of law, money
25 collected, in advance or otherwise, by the Forest Service

1 under authority of section 101 of Public Law 93–153 (30
2 U.S.C. 185(1)) as reimbursement of administrative and
3 other costs incurred in processing pipeline right-of-way or
4 permit applications and for costs incurred in monitoring
5 the construction, operation, maintenance, and termination
6 of any pipeline and related facilities, may be used to reim-
7 burse the applicable appropriation to which such costs
8 were originally charged.

9 Funds available to the Forest Service shall be avail-
10 able to conduct a program of not less than \$1,000,000
11 for high priority projects within the scope of the approved
12 budget which shall be carried out by the Youth Conserva-
13 tion Corps as authorized by the Act of August 13, 1970,
14 as amended by Public Law 93–408.

15 None of the funds available in this Act shall be used
16 for timber sale preparation using clearcutting in hardwood
17 stands in excess of 25 percent of the fiscal year 1989 har-
18 vested volume in the Wayne National Forest, Ohio: *Pro-*
19 *vided*, That this limitation shall not apply to hardwood
20 stands damaged by natural disaster: *Provided further*,
21 That landscape architects shall be used to maintain a vis-
22 ually pleasing forest.

23 None of the funds made available to the Forest Serv-
24 ice in this Act shall be expended for the purpose of admin-
25 istering a special use authorization permitting land use

1 and occupancy and surface disturbing activities for any
2 project to be constructed on Rock Creek, Madera County,
3 California, until a study has been completed and submit-
4 ted to the Congress by the Forest Service in consultation
5 with the United States Fish and Wildlife Service, the
6 United States Army Corps of Engineers, the California
7 State Water Resources Control Board, the California De-
8 partment of Fish and Game and other interested public
9 parties regarding the project's potential cumulative im-
10 pacts on the environment, together with a finding that
11 there will be no substantial adverse impact on the environ-
12 ment. Findings from the study must be presented at no
13 less than three public meetings.

14 Any money collected from the States for fire suppres-
15 sion assistance rendered by the Forest Service on non-
16 Federal lands not in the vicinity of National Forest Sys-
17 tem lands shall be used to reimburse the applicable appro-
18 priation and shall remain available until expended as the
19 Secretary may direct in conducting activities authorized
20 by 16 U.S.C. 2101 (note), 2101–2110, 1606, and 2111.

21 Of the funds available to the Forest Service, \$1,500
22 is available to the Chief of the Forest Service for official
23 reception and representation expenses.

24 Notwithstanding any other provision of law, the For-
25 est Service is authorized to employ or otherwise contract

1 with persons at regular rates of pay, as determined by the
 2 Service, to perform work occasioned by emergencies such
 3 as fires, storms, floods, earthquakes or any other unavoi-
 4 dable cause without regard to Sundays, Federal holidays,
 5 and the regular workweek.

6 ~~(76)None of the funds available in this Act shall be~~
 7 ~~used for preparation of timber sales using clearcutting or~~
 8 ~~other forms of even aged management in hardwood stands~~
 9 ~~in the Shawnee National Forest, Illinois.~~

10 *To the greatest extent possible, and in accordance with*
 11 *the Final Amendment to the Shawnee National Forest Plan,*
 12 *none of the funds available in this Act shall be used for*
 13 *preparation of timber sales using clearcutting or other*
 14 *forms of even aged management in hardwood stands in the*
 15 *Shawnee National Forest, Illinois.*

16 ~~(77)None of the funds available in this Act shall be~~
 17 ~~used for timber sale planning, scoping or preparation~~
 18 ~~using clearcutting in the Ouachita and Ozark-St. Francis~~
 19 ~~National Forests, Arkansas.~~

20 *None of the funds made available in this Act shall be*
 21 *used for timber sale planning or scoping using clearcutting*
 22 *on the Ozark-St. Francis National Forest in Arkansas, ex-*
 23 *cept for sales that, in the discretion of the forest supervisor,*
 24 *are necessary as a result of natural disaster or a threat*
 25 *to forest health, or for maintaining or enhancing wildlife*

1 *habitat, or habitat for endangered and threatened species,*
 2 *or for research purposes.*

3 **(78)**~~None of the funds available in this Act shall be~~
 4 ~~used to alter the current understory, midstory or overstory~~
 5 ~~composition or the current proportion of pines and hard-~~
 6 ~~woods through the life of each timber stand in the~~
 7 ~~Ouachita and Ozark-St. Francis National Forest, Arkan-~~
 8 ~~sas.~~

9 *None of the funds in this Act shall be used in the*
 10 *Ozark-St. Francis or Ouachita National Forest in Arkansas*
 11 *for timber sales that both permanently and substantially*
 12 *alter the current understory, midstory, or overstory com-*
 13 *position of a forest stand. The current proportion of pines*
 14 *and hardwoods is to be generally maintained through the*
 15 *life of such forest stand except as necessary for threatened*
 16 *or endangered species, wildlife habitat improvement, eco-*
 17 *system restoration, to improve visual quality, to comply*
 18 *with forest plan goals to increase the proportion of hard-*
 19 *woods in the forest, fire protection, or for research purposes.*

20 **(79)**~~None of the funds available to the Forest Serv-~~
 21 ~~ice in this Act shall be used to plan or conduct timber~~
 22 ~~sales or to plan or build roads in the Rocky Face, Hidden~~
 23 ~~Creek or Johns Mountain areas of the Chattahoochee Na-~~
 24 ~~tional Forest, Georgia.~~

1 **(80)**The Forest Service may offer for sale salvage-
2 able timber in Region 5 and Region 6 in fiscal year 1994:
3 *Provided*, That for forests known to contain the Northern
4 spotted owl, such salvage sales may be offered as long as
5 the offering of such sale will not render the area unsuit-
6 able as habitat for the Northern spotted owl: *Provided fur-*
7 *ther*, That timber salvage activity in spotted owl habitat
8 is to be done in full compliance with all existing environ-
9 mental and forest management laws.

10 Pursuant to section 405(b), and section 410(b) of
11 Public Law 101-593, funds up to \$1,000,000 for match-
12 ing funds shall be available for the National Forest Foun-
13 dation.

14 **(81)**None of the funds available to the Forest Serv-
15 ice in this Act shall be used to begin preparation of timber
16 sales in fiscal year 1994 using the scaling method.

17 It is the sense of Congress that the Secretary of Agri-
18 culture should issue rules at the earliest practicable date
19 on the issue of below-cost timber sales.

20 **(82)***The Secretary of Agriculture, acting through the*
21 *Forest Service, shall reimburse the Agricultural Stabiliza-*
22 *tion and Conservation Service for administrative costs in-*
23 *curred under the Stewardship Incentive Program for the*
24 *actual cost of services provided by the Agricultural Sta-*
25 *bilization and Conservation Service, except that the actual*

1 *costs shall not exceed 10 percent of the total annual appro-*
2 *priation for the program.*

3 **(83)** *As a pilot effort, for the purpose of achieving eco-*
4 *logically defensible management practices, the Kaibab,*
5 *Dixie, Idaho Panhandle, Stanislaus and Coconino National*
6 *Forests and the Lake Tahoe Basin Management Unit are*
7 *authorized to apply the value or a reasonable portion of*
8 *the value of timber removed under a stewardship end result*
9 *contract as an offset against the cost of stewardship services*
10 *received including, but not limited to, site preparation, re-*
11 *planting silviculture programs, recreation, wildlife habitat*
12 *enhancement, and other multiple-use enhancements on se-*
13 *lected projects: Provided, That timber removed shall count*
14 *toward meeting the Congressional expectations for the an-*
15 *nual timber harvest.*

16 **(84)** *Funds appropriated to the Forest Service shall*
17 *be available for interactions with and providing technical*
18 *assistance to rural communities for sustainable rural devel-*
19 *opment purposes outside the boundaries of National Forest*
20 *System lands.*

21 DEPARTMENT OF ENERGY

22 CLEAN COAL TECHNOLOGY

23 The first paragraph under this head in Public Law
24 101–512, as amended, is further amended by striking the
25 phrase “\$150,000,000 on October 1, 1993, and

1 \$100,000,000 on October 1, 1994” and inserting
 2 “\$100,000,000 on October 1, 1993, \$100,000,000 on Oc-
 3 tober 1, 1994, and \$50,000,000 on October 1, 1995” and
 4 by striking the phrase “\$250,000,000 on October 1, 1993,
 5 and \$250,000,000 on October 1, 1994” and inserting
 6 “\$150,000,000 on October 1, 1993, \$250,000,000 on Oc-
 7 tober 1, 1994, and \$100,000,000 on October 1, 1995”.

8 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

9 For necessary expenses in carrying out fossil energy
 10 research and development activities, under the authority
 11 of the Department of Energy Organization Act (Public
 12 Law 95–91), including the acquisition of interest, includ-
 13 ing defeasible and equitable interests in any real property
 14 or any facility or for plant or facility acquisition or expan-
 15 sion, ~~(85)\$433,163,000~~ \$429,070,000, to remain available
 16 until expended: *Provided*, That no part of the sum herein
 17 made available shall be used for the field testing of nuclear
 18 explosives in the recovery of oil and gas~~(86)~~: *Provided*
 19 *further*, That notwithstanding any other provision of law
 20 a single procurement for health and safety renovations at
 21 the Morgantown Energy Technology Center’s Building 4
 22 may be issued which includes the full scope of the required
 23 renovation: *Provided further*, That the solicitation and con-
 24 tract shall contain the clause “availability of funds” found
 25 at 48 CFR 52.323.18.

1 ALTERNATIVE FUELS PRODUCTION

2 (INCLUDING TRANSFER OF FUNDS)

3 Monies received as investment income on the prin-
4 cipal amount in the Great Plains Project Trust at the
5 Norwest Bank of North Dakota, in such sums as are
6 earned as of October 1, 1993, shall be deposited in this
7 account and immediately transferred to the General Fund
8 of the Treasury. Monies received as revenue sharing from
9 the operation of the Great Plains Gasification Plant shall
10 be immediately transferred to the General Fund of the
11 Treasury.

12 NAVAL PETROLEUM AND OIL SHALE RESERVES

13 For necessary expenses in carrying out naval petro-
14 leum and oil shale reserve activities, \$214,772,000, to re-
15 main available until expended: *Provided*, That the require-
16 ments of 10 U.S.C. 7430(b)(2)(B) shall not apply in fiscal
17 year 1994.

18 ENERGY CONSERVATION

19 For necessary expenses in carrying out energy con-
20 servation activities, ~~(87)\$702,825,000~~, \$677,013,000, to
21 remain available until expended, including, notwithstand-
22 ing any other provision of law, the excess amount for fiscal
23 year 1994 determined under the provisions of section
24 3003(d) of Public Law 99-509 (15 U.S.C. 4502): *Pro-*
25 *vided*, That ~~(88)\$261,325,000~~ \$248,225,000 shall be for

1 use in energy conservation programs as defined in section
 2 3008(3) of Public Law 99–509 (15 U.S.C. 4507) and shall
 3 not be available until excess amounts are determined
 4 under the provisions of section 3003(d) of Public Law 99–
 5 509 (15 U.S.C. 4502): *Provided further*, That notwith-
 6 standing section 3003(d)(2) of Public Law 99–509 such
 7 sums shall be allocated to the eligible programs as follows:
 8 ~~(89)\$213,600,000~~ \$200,000,000 for the weatherization
 9 assistance program, ~~(90)\$18,810,000~~ \$19,310,000 for the
 10 State energy conservation program, and \$28,915,000 for
 11 the institutional conservation program: *Provided further*,
 12 That \$3,000,000 made available in the third proviso under
 13 this head in Public Law 102–154 (105 Stat. 1022–1023)
 14 shall be available without restriction for use in the weath-
 15 erization assistance program: *Provided further*, That
 16 ~~(91)\$18,091,000~~ \$19,366,000 of the amount provided
 17 under this heading shall be available for continuing re-
 18 search and development efforts begun under title II of the
 19 Interior and Related Agencies portion of the joint resolu-
 20 tion entitled “Joint Resolution making further continuing
 21 appropriations for the fiscal year 1986, and for other pur-
 22 poses”, approved December 19, 1985 (Public Law 99–
 23 190), and implementation of steel and aluminum research
 24 authorized by Public Law 100–680~~(92)~~: *Provided further*,
 25 *That existing facilities, equipment, and supplies, or pre-*

1 viously expended research or development funds are not ac-
2 cepted as contributions for the purposes of this appropria-
3 tion, except as amortized, depreciated, or expensed in nor-
4 mal business practice: Provided further, That the total Fed-
5 eral expenditure under this proviso shall be repaid up to
6 one and one-half times from the proceeds of the commercial
7 sale, lease, manufacture, or use of technologies developed
8 under this proviso, at a rate of one-fourth of all net pro-
9 ceeds: Provided further, That funding provided under this
10 head for electric and hybrid vehicle battery research and
11 development conducted on a cooperative basis with non-
12 Federal entities shall be available only as matched on an
13 equal basis by such entities: Provided further, That here-
14 after the Department of Energy, for a period of up to five
15 years after the completion of individual projects may pro-
16 vide appropriate protections, including exemptions from
17 subchapter II of chapter 5 of title 5, United States Code,
18 against the dissemination of information that results from
19 activities conducted by the United States Advanced Battery
20 Consortium or its contractors, or participants in the hybrid
21 vehicle propulsion development program and their contrac-
22 tors and that would be a trade secret or commercial or fi-
23 nancial information that is privileged or confidential if the
24 information had been obtained from and first produced by
25 a non-Federal party participating in the United States Ad-

1 *vanced Battery Consortium or in the hybrid vehicle propul-*
2 *sion development program.*

3 ECONOMIC REGULATION

4 For necessary expenses in carrying out the activities
5 of the Economic Regulatory Administration and the Office
6 of Hearings and Appeals, \$12,994,000, to remain avail-
7 able until expended.

8 EMERGENCY PREPAREDNESS

9 For necessary expenses in carrying out emergency
10 preparedness activities, \$8,901,000, to remain available
11 until expended.

12 STRATEGIC PETROLEUM RESERVE

13 For necessary expenses for Strategic Petroleum Re-
14 serve facility development and operations and program
15 management activities pursuant to the Energy Policy and
16 Conservation Act of 1975, as amended (42 U.S.C. 6201
17 et seq.), \$206,810,000, to remain available until expended:
18 *Provided*, That appropriations herein made shall not be
19 available for leasing of facilities for the storage of crude
20 oil for the Strategic Petroleum Reserve unless the quantity
21 of oil stored in or deliverable to Government-owned stor-
22 age facilities by virtue of contractual obligations is equal
23 to 700,000,000 barrels: *Provided further*, That the re-
24 quirements of 42 U.S.C. 6240(g) shall not apply in fiscal
25 year 1994.

1 SPR PETROLEUM ACCOUNT

2 Notwithstanding 42 U.S.C. 6240(d) the United
3 States share of crude oil in Naval Petroleum Reserve
4 Numbered 1 (Elk Hills) may be sold or otherwise disposed
5 of to other than the Strategic Petroleum Reserve: *Pro-*
6 *vided*, That outlays in fiscal year 1994 resulting from the
7 use of funds in this account shall not exceed
8 ~~(93)\$79,580,000~~ \$75,580,000: *Provided further*, That no
9 outlays resulting from appropriations made in fiscal year
10 1993 for acquisition, transporting, and drawing down oil
11 to be stored in the Strategic Petroleum Reserve for na-
12 tional defense purposes shall be counted against any out-
13 lay ceiling established for the SPR petroleum account.

14 ENERGY INFORMATION ADMINISTRATION

15 For necessary expenses in carrying out the activities
16 of the Energy Information Administration,
17 ~~(94)\$86,053,000~~ \$86,953,000, to remain available until
18 expended.

19 ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

20 Appropriations under this Act for the current fiscal
21 year shall be available for hire of passenger motor vehicles;
22 hire, maintenance, and operation of aircraft; purchase, re-
23 pair, and cleaning of uniforms; and reimbursement to
24 the General Services Administration for security guard
25 services.

1 From appropriations under this Act, transfers of
2 sums may be made to other agencies of the Government
3 for the performance of work for which the appropriation
4 is made.

5 None of the funds made available to the Department
6 of Energy under this Act shall be used to implement or
7 finance authorized price support or loan guarantee pro-
8 grams unless specific provision is made for such programs
9 in an appropriations Act.

10 The Secretary is authorized to accept lands, build-
11 ings, equipment, and other contributions from public and
12 private sources and to prosecute projects in cooperation
13 with other agencies, Federal, State, private, or foreign:
14 *Provided*, That revenues and other moneys received by or
15 for the account of the Department of Energy or otherwise
16 generated by sale of products in connection with projects
17 of the Department appropriated under this Act may be
18 retained by the Secretary of Energy, to be available until
19 expended, and used only for plant construction, operation,
20 costs, and payments to cost-sharing entities as provided
21 in appropriate cost-sharing contracts or agreements: *Pro-*
22 *vided further*, That the remainder of revenues after the
23 making of such payments shall be covered into the Treas-
24 ury as miscellaneous receipts: *Provided further*, That any
25 contract, agreement, or provision thereof entered into by

1 the Secretary pursuant to this authority shall not be exe-
2 cuted prior to the expiration of 30 calendar days (not in-
3 cluding any day in which either House of Congress is not
4 in session because of adjournment of more than three cal-
5 endar days to a day certain) from the receipt by the
6 Speaker of the House of Representatives and the Presi-
7 dent of the Senate of a full comprehensive report on such
8 project, including the facts and circumstances relied upon
9 in support of the proposed project.

10 The Secretary of Energy may transfer to the Emer-
11 gency Preparedness appropriation such funds as are nec-
12 essary to meet any unforeseen emergency needs from any
13 funds available to the Department of Energy from this
14 Act.

15 No funds provided in this Act may be expended by
16 the Department of Energy to prepare, issue, or process
17 procurement documents for programs or projects for
18 which appropriations have not been made.

19 **(95)** *The thirty-day waiting period required under*
20 *this head in Public Law 101-512, Department of Energy*
21 *Administrative Provisions, relating to a contract, agree-*
22 *ment, or arrangement with a profit-making or non-profit*
23 *entity to conduct activities at the Department of Energy's*
24 *research facilities at Bartlesville, Oklahoma, is hereby*
25 *waived.*

(96) REVISION OF AMOUNTS FOR DEPARTMENT OF ENERGY

3 The amounts otherwise provided by this title for the
4 Department of Energy are revised by reducing the amount
5 made available under the heading "Fossil Energy Re-
6 search and Development" by, and also transferring from
7 the remaining amount made available under such heading
8 to the appropriation for "Energy Conservation" an addi-
9 tional, \$24,873,000.

10 DEPARTMENT OF HEALTH AND HUMAN
11 SERVICES

12 INDIAN HEALTH SERVICE

13 INDIAN HEALTH SERVICES

14 For expenses necessary to carry out the Act of Au-
15 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
16 tion Act, the Indian Health Care Improvement Act, and
17 titles III and XXVII and section 208 of the Public Health
18 Service Act with respect to the Indian Health Service,
19 ~~(97)~~~~\$1,652,394,000~~ \$1,641,592,000, together with pay-
20 ments received during the fiscal year pursuant to 42
21 U.S.C. 300aaa-2 for services furnished by the Indian
22 Health Service: *Provided*, That funds made available to
23 tribes and tribal organizations through contracts, grant
24 agreements, or any other agreements or compacts author-
25 ized by the Indian Self-Determination and Education As-

1 sistance Act of 1975 (88 Stat. 2203; 25 U.S.C. 450), shall
2 be deemed to be obligated at the time of the grant or con-
3 tract award and thereafter shall remain available to the
4 tribe or tribal organization without fiscal year limitation:
5 *Provided further*, That \$12,000,000 shall remain available
6 until expended, for the Indian Catastrophic Health Emer-
7 gency Fund: *Provided further*, That \$337,848,000 for con-
8 tract medical care shall remain available for obligation
9 until September 30, 1995: *Provided further*, That of the
10 funds provided, not less than \$11,526,000 shall be used
11 to carry out the loan repayment program under section
12 108 of the Indian Health Care Improvement Act, as
13 amended: *Provided further*, That funds provided in this
14 Act may be used for one-year contracts and grants which
15 are to be performed in two fiscal years, so long as the
16 total obligation is recorded in the year for which the funds
17 are appropriated: *Provided further*, That the amounts col-
18 lected by the Secretary of Health and Human Services
19 under the authority of title IV of the Indian Health Care
20 Improvement Act shall be available for two fiscal years
21 after the fiscal year in which they were collected, for the
22 purpose of achieving compliance with the applicable condi-
23 tions and requirements of titles XVIII and XIX of the So-
24 cial Security Act (exclusive of planning, design, or con-
25 struction of new facilities): *Provided further*, That of the

1 funds provided, ~~(98)\$8,000,000~~ \$7,000,000 shall remain
2 available until expended, for the Indian Self-Determina-
3 tion Fund, which shall be available for the transitional
4 costs of initial or expanded tribal contracts, grants or co-
5 operative agreements with the Indian Health Service
6 under the provisions of the Indian Self-Determination Act:
7 *Provided further*, That funding contained herein, and in
8 any earlier appropriations Acts for scholarship programs
9 under the Indian Health Care Improvement Act (25
10 U.S.C. 1613) shall remain available for obligation until
11 September 30, 1995: *Provided further*, That amounts re-
12 ceived by tribes and tribal organizations under title IV of
13 the Indian Health Care Improvement Act, as amended,
14 shall be reported and accounted for and available to the
15 receiving tribes and tribal organizations until expended.

16 INDIAN HEALTH FACILITIES

17 For construction, repair, maintenance, improvement,
18 and equipment of health and related auxiliary facilities,
19 including quarters for personnel; preparation of plans,
20 specifications, and drawings; acquisition of sites, purchase
21 and erection of modular buildings, and purchases of trail-
22 ers; and for provision of domestic and community sanita-
23 tion facilities for Indians, as authorized by section 7 of
24 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
25 Self-Determination Act and the Indian Health Care Im-
26 provement Act, and for expenses necessary to carry out

1 the Act of August 5, 1954 (68 Stat. 674), the Indian Self-
 2 Determination Act, the Indian Health Care Improvement
 3 Act, and titles III and XXVII and section 208 of the Pub-
 4 lic Health Service Act with respect to environmental
 5 health and facilities support activities of the Indian Health
 6 Service, ~~(99)\$296,997,000~~ \$293,682,000, to remain avail-
 7 able until expended: *Provided*, That notwithstanding any
 8 other provision of law, funds appropriated for the plan-
 9 ning, design, construction or renovation of health facilities
 10 for the benefit of an Indian tribe or tribes may be used
 11 to purchase land for sites to construct, improve, or enlarge
 12 health or related facilities~~(100)~~: *Provided further*, That of
 13 the funds provided herein, \$500,000 is available to initiate
 14 planning and design for the replacement facility at Winne-
 15 bago, Nebraska upon approval of a program justification
 16 document by the Assistant Secretary for Health.

17 ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE

18 Appropriations in this Act to the Indian Health Serv-
 19 ice shall be available for services as authorized by 5 U.S.C.
 20 3109 but at rates not to exceed the per diem rate equiva-
 21 lent to the maximum rate payable for senior-level positions
 22 under 5 U.S.C. 5376; hire of passenger motor vehicles and
 23 aircraft; purchase of medical equipment; purchase of re-
 24 prints; purchase, renovation and erection of modular
 25 buildings ~~(101)~~and renovation of existing facilities; pay-
 26 ments for telephone service in private residences in the

1 field, when authorized under regulations approved by the
2 Secretary; and for uniforms or allowances therefor as au-
3 thorized by law (5 U.S.C. 5901–5902); and for expenses
4 of attendance at meetings which are concerned with the
5 functions or activities for which the appropriation is made
6 or which will contribute to improved conduct, supervision,
7 or management of those functions or activities: *Provided*,
8 That in accordance with the provisions of the Indian
9 Health Care Improvement Act, non-Indian patients may
10 be extended health care at all tribally administered or In-
11 dian Health Service facilities, subject to charges, and the
12 proceeds along with funds recovered under the Federal
13 Medical Care Recovery Act (42 U.S.C. 2651–53) shall be
14 credited to the account of the facility providing the service
15 and shall be available without fiscal year limitation: *Pro-*
16 *vided further*, That notwithstanding any other law or regu-
17 lation, funds transferred from the Department of Housing
18 and Urban Development to the Indian Health Service
19 shall be administered under Public Law 86–121 (the In-
20 dian Sanitation Facilities Act) and Public Law 93–638,
21 as amended: *Provided further*, That funds appropriated to
22 the Indian Health Service in this Act, except those used
23 for administrative and program direction purposes, shall
24 not be subject to limitations directed at curtailing Federal
25 travel and transportation: *Provided further*, That the In-

1 dian Health Service shall neither bill nor charge those In-
2 dians who may have the economic means to pay unless
3 and until such time as Congress has agreed upon a specific
4 policy to do so and has directed the Indian Health Service
5 to implement such a policy(102):~~Provided further, That~~
6 personnel ceilings may not be imposed on the Indian
7 Health Service nor may any action be taken to reduce the
8 full-time equivalent level of the Indian Health Service by
9 the elimination of temporary employees by reduction in
10 force, hiring freeze or any other means without the review
11 and approval of the Committees on Appropriations: *Pro-*
12 *vided further, That* none of the funds made available to
13 the Indian Health Service in this Act shall be used to im-
14 plement the final rule published in the Federal Register
15 on September 16, 1987, by the Department of Health and
16 Human Services, relating to eligibility for the health care
17 services of the Indian Health Service until the Indian
18 Health Service has submitted a budget request reflecting
19 the increased costs associated with the proposed final rule,
20 and such request has been included in an appropriations
21 Act and enacted into law: *Provided further, That* funds
22 made available in this Act are to be apportioned to the
23 Indian Health Service as appropriated in this Act, and ac-
24 counted for in the appropriation structure set forth in this
25 Act: *Provided further, That* the appropriation structure for

1 the Indian Health Service may not be altered without the
2 advance approval of the House and Senate Committees on
3 Appropriations.

4 DEPARTMENT OF EDUCATION

5 OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

6 INDIAN EDUCATION

7 For necessary expenses to carry out, to the extent
8 not otherwise provided, the Indian Education Act of 1988,
9 ~~103~~ ~~\$83,500,000~~ \$83,405,000, of which \$60,304,000
10 shall be for subpart 1, \$19,161,000 shall be for subparts
11 2 and 3, and \$200,000 shall be for collection and analyses
12 of data on Indian education: *Provided*, That \$1,735,000
13 available pursuant to section 5323 of the Act shall remain
14 available for obligation until September 30, 1995.

15 OTHER RELATED AGENCIES

16 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of Navajo and
19 Hopi Indian Relocation as authorized by Public Law 93–
20 531, ~~104~~ ~~\$26,936,000~~ \$34,436,000, to remain available
21 until expended: *Provided*, That funds provided in this or
22 any other appropriations Act are to be used to relocate
23 eligible individuals and groups including evictees from Dis-
24 trict 6, Hopi-partitioned lands residents, those in signifi-
25 cantly substandard housing, and all others certified as eli-

1 gible and not included in the preceding categories: *Pro-*
2 *vided further*, That none of the funds contained in this
3 or any other Act may be used by the Office of Navajo
4 and Hopi Indian Relocation to evict any single Navajo or
5 Navajo family who, as of November 30, 1985, was phys-
6 ically domiciled on the lands partitioned to the Hopi Tribe
7 unless a new or replacement home is provided for such
8 household: *Provided further*, That no relocatee will be pro-
9 vided with more than one new or replacement home: *Pro-*
10 *vided further*, That the Office shall relocate any certified
11 eligible relocatees who have selected and received an ap-
12 proved homesite on the Navajo reservation or selected a
13 replacement residence off the Navajo reservation or on the
14 land acquired pursuant to 25 U.S.C. 640d-10.

15 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
16 CULTURE AND ARTS DEVELOPMENT
17 PAYMENT TO THE INSTITUTE

18 For payment to the Institute of American Indian and
19 Alaska Native Culture and Arts Development, as author-
20 ized by Public Law 99-498, as amended (20 U.S.C. 56,
21 Part A), \$12,563,000, of which not to exceed \$350,000
22 for Federal matching contributions, to remain available
23 until expended, shall be paid to the Institute endowment
24 fund: *Provided*, That notwithstanding any other provision
25 of law, the annual budget proposal and justification for

1 the Institute shall be submitted to the Congress concur-
 2 rently with the submission of the President's Budget to
 3 the Congress: *Provided further*, That the Institute shall
 4 act as its own certifying officer.

5 SMITHSONIAN INSTITUTION

6 SALARIES AND EXPENSES

7 For necessary expenses of the Smithsonian Institu-
 8 tion, as authorized by law, including research in the fields
 9 of art, science, and history; development, preservation, and
 10 documentation of the National Collections; presentation of
 11 public exhibits and performances; collection, preparation,
 12 dissemination, and exchange of information and publica-
 13 tions; conduct of education, training, and museum assist-
 14 ance programs; maintenance, alteration, operation, lease
 15 (for terms not to exceed thirty years), and protection of
 16 buildings, facilities, and approaches; not to exceed
 17 \$100,000 for services as authorized by 5 U.S.C. 3109; up
 18 to 5 replacement passenger vehicles; purchase, rental, re-
 19 pair, and cleaning of uniforms for employees;
 20 ~~(105)\$302,083,000~~ \$302,349,000, of which not to exceed
 21 ~~(106)\$27,579,000~~ \$24,552,000 for the instrumentation
 22 program, collections acquisition, Museum Support Center
 23 equipment and move, exhibition reinstallation, the Na-
 24 tional Museum of the American Indian, and the repatri-
 25 ation of skeletal remains program shall remain available

1 until expended and, including such funds as may be nec-
2 essary to support American overseas research centers and
3 a total of \$125,000 for the Council of American Overseas
4 Research Centers: *Provided*, That funds appropriated
5 herein are available for advance payments to independent
6 contractors performing research services or participating
7 in official Smithsonian presentations.

8 CONSTRUCTION AND IMPROVEMENTS, NATIONAL
9 ZOOLOGICAL PARK

10 For necessary expenses of planning, construction, re-
11 modeling, and equipping of buildings and facilities at the
12 National Zoological Park, by contract or otherwise,
13 \$5,400,000, to remain available until expended.

14 REPAIR AND RESTORATION OF BUILDINGS

15 For necessary expenses of repair and restoration of
16 buildings owned or occupied by the Smithsonian Institu-
17 tion, by contract or otherwise, as authorized by section
18 2 of the Act of August 22, 1949 (63 Stat. 623), including
19 not to exceed \$10,000 for services as authorized by 5
20 U.S.C. 3109, \$24,000,000, to remain available until ex-
21 pended: *Provided*, That contracts awarded for environ-
22 mental systems, protection systems, and exterior repair or
23 restoration of buildings of the Smithsonian Institution
24 may be negotiated with selected contractors and awarded
25 on the basis of contractor qualifications as well as price.

1 CONSTRUCTION

2 For necessary expenses for construction,
3 \$10,400,000, to remain available until expended.

4 NATIONAL GALLERY OF ART

5 SALARIES AND EXPENSES

6 For the upkeep and operations of the National Gal-
7 lery of Art, the protection and care of the works of art
8 therein, and administrative expenses incident thereto, as
9 authorized by the Act of March 24, 1937 (50 Stat. 51),
10 as amended by the public resolution of April 13, 1939
11 (Public Resolution 9, Seventy-sixth Congress), including
12 services as authorized by 5 U.S.C. 3109; payment in ad-
13 vance when authorized by the treasurer of the Gallery for
14 membership in library, museum, and art associations or
15 societies whose publications or services are available to
16 members only, or to members at a price lower than to the
17 general public; purchase, repair, and cleaning of uniforms
18 for guards, and uniforms, or allowances therefor, for other
19 employees as authorized by law (5 U.S.C. 5901–5902);
20 purchase or rental of devices and services for protecting
21 buildings and contents thereof, and maintenance, alter-
22 ation, improvement, and repair of buildings, approaches,
23 and grounds; and purchase of services for restoration and
24 repair of works of art for the National Gallery of Art by
25 contracts made, without advertising, with individuals,

1 firms, or organizations at such rates or prices and under
2 such terms and conditions as the Gallery may deem prop-
3 er, \$51,908,000, of which not to exceed \$3,026,000 for
4 the special exhibition program shall remain available until
5 expended.

6 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

7 For necessary expenses of repair, restoration and
8 renovation of buildings, grounds and facilities owned or
9 occupied by the National Gallery of Art, by contract or
10 otherwise, as authorized \$2,831,000, to remain available
11 until expended: *Provided*, That contracts awarded for envi-
12 ronmental systems, protection systems, and exterior repair
13 or renovation of buildings of the National Gallery of Art
14 may be negotiated with selected contractors and awarded
15 on the basis of contractor qualifications as well as price.

16 WOODROW WILSON INTERNATIONAL CENTER FOR
17 SCHOLARS

18 SALARIES AND EXPENSES

19 For expenses necessary in carrying out the provisions
20 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
21 1356) including hire of passenger vehicles and services as
22 authorized by 5 U.S.C. 3109, \$6,352,000.

1 NATIONAL FOUNDATION ON THE ARTS AND THE
2 HUMANITIES

3 NATIONAL ENDOWMENT FOR THE ARTS
4 GRANTS AND ADMINISTRATION

5 For necessary expenses to carry out the National
6 Foundation on the Arts and Humanities Act of 1965, as
7 amended, ~~(107)\$137,228,450~~ *\$140,836,000* shall be avail-
8 able to the National Endowment for the Arts for the sup-
9 port of projects and productions in the arts through assist-
10 ance to groups and individuals pursuant to section 5(c)
11 of the Act, and for administering the functions of the Act.

12 MATCHING GRANTS

13 To carry out the provisions of section 10(a)(2) of the
14 National Foundation on the Arts and the Humanities Act
15 of 1965, as amended, ~~(108)\$28,634,900~~ *\$29,392,000*, to
16 remain available until September 30, 1995, to the Na-
17 tional Endowment for the Arts, of which
18 ~~(109)\$13,187,000~~ *\$12,858,000* shall be available for pur-
19 poses of section 5(l): *Provided*, That this appropriation
20 shall be available for obligation only in such amounts as
21 may be equal to the total amounts of gifts, bequests, and
22 devises of money, and other property accepted by the
23 Chairman or by grantees of the Endowment under the
24 provisions of section 10(a)(2), subsections 11(a)(2)(A)
25 and 11(a)(3)(A) during the current and preceding fiscal

1 years for which equal amounts have not previously been
2 appropriated.

3 NATIONAL ENDOWMENT FOR THE HUMANITIES

4 GRANTS AND ADMINISTRATION

5 For necessary expenses to carry out the National
6 Foundation on the Arts and the Humanities Act of 1965,
7 as amended, \$151,300,000 shall be available to the Na-
8 tional Endowment for the Humanities for support of ac-
9 tivities in the humanities, pursuant to section 7(c) of the
10 Act, and for administering the functions of the Act, of
11 which \$5,000,000 for the Office of Preservation shall re-
12 main available until September 30, 1995.

13 MATCHING GRANTS

14 To carry out the provisions of section 10(a)(2) of the
15 National Foundation on the Arts and the Humanities Act
16 of 1965, as amended, \$26,191,000, to remain available
17 until September 30, 1995, of which \$14,228,000 shall be
18 available to the National Endowment for the Humanities
19 for the purposes of section 7(h): *Provided*, That this ap-
20 propriation shall be available for obligation only in such
21 amounts as may be equal to the total amounts of gifts,
22 bequests, and devises of money, and other property accept-
23 ed by the Chairman or by grantees of the Endowment
24 under the provisions of subsections 11(a)(2)(B) and
25 11(a)(3)(B) during the current and preceding fiscal years

1 for which equal amounts have not previously been
2 appropriated.

3 INSTITUTE OF MUSEUM SERVICES

4 GRANTS AND ADMINISTRATION

5 For carrying out title II of the Arts, Humanities, and
6 Cultural Affairs Act of 1976, as amended, \$28,777,000.

7 ADMINISTRATIVE PROVISIONS

8 None of the funds appropriated to the National
9 Foundation on the Arts and the Humanities may be used
10 to process any grant or contract documents which do not
11 include the text of 18 U.S.C. 1913: *Provided*, That none
12 of the funds appropriated to the National Foundation on
13 the Arts and the Humanities may be used for official re-
14 ception and representation expenses~~(110):~~~~*Provided fur-*~~
15 ~~*ther*~~, That none of the funds in this Act may be used for
16 the President's Committee on the Arts and the Human-
17 ities.

18 COMMISSION OF FINE ARTS

19 SALARIES AND EXPENSES

20 For expenses made necessary by the Act establishing
21 a Commission of Fine Arts (40 U.S.C. 104), \$805,000.

22 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

23 For necessary expenses as authorized by Public Law
24 99-190 (99 Stat. 1261; 20 U.S.C. 956(a)), as amended,
25 \$7,500,000.

1 ADVISORY COUNCIL ON HISTORIC PRESERVATION
2 SALARIES AND EXPENSES

3 For expenses made necessary by the Act establishing
4 an Advisory Council on Historic Preservation, Public Law
5 89-665, as amended, \$2,959,000: *Provided*, That none of
6 these funds shall be available for the compensation of Ex-
7 ecutive Level V or higher positions.

8 NATIONAL CAPITAL PLANNING COMMISSION
9 SALARIES AND EXPENSES

10 For necessary expenses, as authorized by the Na-
11 tional Capital Planning Act of 1952 (40 U.S.C. 71-71i),
12 including services as authorized by 5 U.S.C. 3109,
13 \$5,868,000: *Provided*, That all appointed members will be
14 compensated at a rate equivalent to the rate for Executive
15 Schedule Level IV.

16 FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION
17 SALARIES AND EXPENSES

18 For necessary expenses of the Franklin Delano Roo-
19 sevelt Memorial Commission, established by the Act of Au-
20 gust 11, 1955 (69 Stat. 694), as amended by Public Law
21 92-332 (86 Stat. 401), \$49,000, to remain available until
22 September 30, 1995(111): *Provided*, That funds provided
23 under this head in Public Law 102-381 shall remain avail-
24 able until expended.

1 PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION
2 SALARIES AND EXPENSES

3 For necessary expenses, as authorized by section
4 17(a) of Public Law 92–578, as amended, \$2,738,000 for
5 operating and administrative expenses of the Corporation.

6 PUBLIC DEVELOPMENT

7 For public development activities and projects in ac-
8 cordance with the development plan as authorized by sec-
9 tion 17(b) of Public Law 92–578, as amended,
10 ~~(\$4,289,000)~~ *\$4,389,000*, to remain available until ex-
11 pended.

12 LAND ACQUISITION AND DEVELOPMENT FUND

13 The Pennsylvania Avenue Development Corporation
14 is authorized to borrow from the Treasury of the United
15 States \$7,193,000, pursuant to the terms and conditions
16 in paragraph 10, section 6, of Public Law 92–576, as
17 amended.

18 UNITED STATES HOLOCAUST MEMORIAL COUNCIL

19 HOLOCAUST MEMORIAL COUNCIL

20 For expenses of the Holocaust Memorial Council, as
21 authorized by Public Law 96–388, as amended,
22 \$21,679,000.

23 TITLE III—GENERAL PROVISIONS

24 SEC. 301. The expenditure of any appropriation
25 under this Act for any consulting service through procure-
26 ment contract, pursuant to 5 U.S.C. 3109, shall be limited

1 to those contracts where such expenditures are a matter
2 of public record and available for public inspection, except
3 where otherwise provided under existing law, or under ex-
4 isting Executive order issued pursuant to existing law.

5 SEC. 302. No part of any appropriation under this
6 Act shall be available to the Secretary of the Interior or
7 the Secretary of Agriculture for the leasing of oil and nat-
8 ural gas by noncompetitive bidding on publicly owned
9 lands within the boundaries of the Shawnee National For-
10 est, Illinois: *Provided*, That nothing herein is intended to
11 inhibit or otherwise affect the sale, lease, or right to access
12 to minerals owned by private individuals.

13 SEC. 303. No part of any appropriation contained in
14 this Act shall be available for any activity or the publica-
15 tion or distribution of literature that in any way tends to
16 promote public support or opposition to any legislative
17 proposal on which congressional action is not complete.

18 SEC. 304. No part of any appropriation contained in
19 this Act shall remain available for obligation beyond the
20 current fiscal year unless expressly so provided herein.

21 SEC. 305. None of the funds provided in this Act to
22 any department or agency shall be obligated or expended
23 to provide a personal cook, chauffeur, or other personal
24 servants to any officer or employee of such department
25 or agency except as otherwise provided by law.

1 SEC. 306. None of the funds provided in this Act
2 shall be used to evaluate, consider, process, or award oil,
3 gas, or geothermal leases on Federal lands in the Mount
4 Baker-Snoqualmie National Forest, State of Washington,
5 within the hydrographic boundaries of the Cedar River
6 municipal watershed upstream of river mile 21.6, the
7 Green River municipal watershed upstream of river mile
8 61.0, the North Fork of the Tolt River proposed municipal
9 watershed upstream of river mile 11.7, and the South
10 Fork Tolt River municipal watershed upstream of river
11 mile 8.4.

12 SEC. 307. No assessments may be levied against any
13 program, budget activity, subactivity, or project funded by
14 this Act unless notice of such assessments and the basis
15 therefor are presented to the Committees on Appropria-
16 tions and are approved by such Committees.

17 ~~(113) SEC. 308. No part of any appropriation under~~
18 ~~this Act shall be available to the Secretaries of the Interior~~
19 ~~and Agriculture for use for any sale hereafter made of un-~~
20 ~~processed timber from Federal lands in the State of Texas~~
21 ~~which will be exported by the purchaser: *Provided*, That~~
22 ~~this limitation shall not apply to specific quantities of~~
23 ~~grades and species of timber which said Secretaries deter-~~
24 ~~mine are surplus to domestic lumber and plywood manu-~~
25 ~~facturing needs.~~

1 ~~(114)~~SEC. 309. Notwithstanding any other provision
2 of law, payments to States pursuant to 16 U.S.C. 500 for
3 National Forests affected by decisions relating to the
4 Northern Spotted Owl from fiscal year 1994 receipts shall
5 not be less than 70 per centum of the average annual pay-
6 ments to States, based on receipts collected on those Na-
7 tional Forests during the five-year baseline period of fiscal
8 years 1986 through 1990: *Provided*, That in no event shall
9 these payments exceed the total amount of receipts col-
10 lected from the affected National Forests during fiscal
11 year 1994.

12 ~~(115)~~SEC. 310. Notwithstanding any other provision
13 of law, the payment to be made by the United States Gov-
14 ernment pursuant to the provision of subsection (a) of title
15 II of the Act of August 28, 1937 (50 Stat. 876) to the
16 Oregon and California land-grant counties in the State of
17 Oregon from fiscal year 1994 receipts derived from the
18 Oregon and California grant lands shall not be less than
19 70 per centum of the average annual payment made to
20 those counties of their share of the Oregon and California
21 land-grant receipts collected during the five-year baseline
22 period of fiscal years 1986 through 1990: *Provided*, That
23 in no event shall this payment exceed the total amount
24 of receipts collected from the Oregon and California grant

1 lands during fiscal year 1994 or \$38,111,000, whichever
2 is lower.

3 SEC. 311. Section 314 of Public Law 101-512 (104
4 Stat. 1959-1960) is amended by striking the words “coop-
5 erative agreement” and inserting in lieu thereof: “any
6 other agreement or compact”.

7 SEC. 312. Section 1405, subsection (a) of title 36,
8 United States Code, is amended by striking all of the first
9 sentence through the words “confirmation of the Council
10 and who” and inserting in lieu thereof: “There shall be
11 an Executive Director of the Holocaust Memorial Museum
12 who shall be appointed by the Chairperson of the Council,
13 subject to confirmation of the Council, who may be paid
14 with nonappropriated funds, and who, if paid with appro-
15 priated funds,”.

16 ~~(116)~~SEC. 313. Section 42 of title 20, United States
17 Code, is amended by inserting “the Speaker of the United
18 States House of Representatives,” immediately after the
19 phrase “the Chief Justice of the United States,”.

20 ~~(117)~~SEC. 314. (a) Compliance With Buy American
21 Act.—None of the funds made available in this Act may
22 be expended by an entity unless the entity agrees that in
23 expending the funds the entity will comply with sections
24 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-
25 10c; popularly known as the “Buy American Act”).

1 ~~(b) SENSE OF CONGRESS; REQUIREMENT REGARD-~~
2 ~~ING NOTICE.—~~

3 ~~(1) PURCHASE OF AMERICAN-MADE EQUIPMENT~~
4 ~~AND PRODUCTS.—~~In the case of any equipment or
5 product that may be authorized to be purchased
6 with financial assistance provided using funds made
7 available in this Act, it is the sense of the Congress
8 that entities receiving the assistance should, in ex-
9 pending the assistance, purchase only American-
10 made equipment and products.

11 ~~(2) NOTICE TO RECIPIENTS OF ASSISTANCE.—~~
12 In providing financial assistance using funds made
13 available in this Act, the head of each Federal agen-
14 cy shall provide to each recipient of the assistance
15 a notice describing the statement made in paragraph
16 ~~(1)~~ by the Congress.

17 ~~(c) PROHIBITION OF CONTRACTS WITH PERSONS~~
18 ~~FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—~~
19 If it has been finally determined by a court or Federal
20 agency that any person intentionally affixed a label bear-
21 ing a “Made in America” inscription, or any inscription
22 with the same meaning, to any product sold in or shipped
23 to the United States that is not made in the United
24 States, the person shall be ineligible to receive any con-
25 tract or subcontract made with funds made available in

1 ~~this Act, pursuant to the debarment, suspension, and ineli-~~
2 ~~gibility procedures described in sections 9.400 through~~
3 ~~9.409 of title 48, Code of Federal Regulations.~~

4 **(118)***SEC. 315. The Forest Service and Bureau of*
5 *Land Management may offer for sale salvageable timber in*
6 *the Pacific Northwest in fiscal year 1994: Provided, That*
7 *for public lands known to contain the Northern spotted owl,*
8 *such salvage sales may be offered as long as the offering*
9 *of such sale will not render the area unsuitable as habitat*
10 *for the Northern spotted owl: Provided further, That timber*
11 *salvage activity in spotted owl habitat is to be done in full*
12 *compliance with all existing environmental and forest man-*
13 *agement laws.*

14 **(119)***SEC. 316. None of the funds provided in this*
15 *Act may be used to initiate any new construction or land*
16 *acquisition project, or any new operating program which*
17 *is estimated to have a total cost in excess of \$500,000, unless*
18 *such project or program is described in the budget justifica-*
19 *tion material submitted to the Congress or is expressly pro-*
20 *vided for in this Act or its accompanying reports or is re-*
21 *quested through established reprogramming procedures:*
22 *Provided further, That this provision shall not apply to*
23 *emergency acquisitions or transfers made pursuant to emer-*
24 *gency transfer authority.*

1 **(120)***SEC. 317. None of the funds in this Act may*
2 *be used to plan, prepare, or offer for sale timber from trees*
3 *classified as giant sequoia (sequoiadendron giganteum)*
4 *which are located on National Forest System or Bureau of*
5 *Land Management lands until an environmental assess-*
6 *ment has been completed and the giant sequoia management*
7 *implementation plan is approved. In any event, timber har-*
8 *vest within the identified groves will be done only to en-*
9 *hance and perpetuate giant sequoia. There will be no har-*
10 *vesting of giant sequoia specimen trees. Removal of hazard,*
11 *insect, disease and fire killed giant sequoia other than speci-*
12 *men trees is permitted.*

13 **(121)***SEC. 318. None of the funds appropriated in*
14 *this Act may be used to implement any increase in govern-*
15 *ment housing rental rates in excess of 10 per centum more*
16 *than the rental rates which were in effect on September 1,*
17 *1993, for such housing.*

18 **(122)***SEC. 319. (a) Section 2374(2) of the Food, Agri-*
19 *culture, Conservation, and Trade Act of 1990 (7 U.S.C.*
20 *6612) is amended by inserting “, forage production” after*
21 *“recreation”.*

22 *(b) Section 2374(3) of the Food, Agriculture, Conserva-*
23 *tion, and Trade Act of 1990 (7 U.S.C. 6612) is amended*
24 *to read as follows:*

25 *“(3) The term ‘rural community’ means—*

1 “(A) any town, township, municipality, or
2 other similar unit of general purpose local gov-
3 ernment, or any area represented by a not-for-
4 profit corporation organized under state law for
5 any purpose of promoting broad based economic
6 development, that has a population of not more
7 than 10,000 individuals (according to the latest
8 decennial census), that is located within a coun-
9 ty in which at least 15 percent of the total pri-
10 mary and secondary labor and proprietor in-
11 come is derived from forestry, wood products,
12 and forest-related industries such as recreation,
13 forage production, and tourism, and that is lo-
14 cated within the boundary, or within 100 miles
15 of the boundary, of a national forest; or

16 “(B) any county that is not contained with-
17 in a Metropolitan Statistical Area as defined by
18 the United States Office of Management and
19 Budget, in which at least 15 percent of the total
20 primary and secondary labor and proprietor in-
21 come is derived from forestry, wood products,
22 and forest-related industries such as recreation,
23 forage production, and tourism, and that is lo-
24 cated within the boundary, or within 100 miles
25 of the boundary, of a national forest.

1 “(C) any unincorporated area of a county
2 having a population larger than 22,550 individ-
3 uals (according to the latest decennial census) in
4 which at least 15 percent of the total primary
5 and secondary labor and proprietor income is
6 derived from forestry, wood products, and forest-
7 related industries such as recreation, forage pro-
8 duction, and tourism, and that is located more
9 than 10 miles from an incorporated municipal-
10 ity.”.

11 (c) Section 2374 of the Food, Agriculture, Conserva-
12 tion, and Trade Act of 1990 (7 U.S.C. 6612) is amended
13 by adding at the end thereof the following new subsection:

14 “(5) The term ‘National Forests’ means National
15 Forest System lands.”.

16 **(123)**SEC. 320. None of the funds made available by
17 this or any other law may be used to revise part 4, 1780,
18 or 4100 of title 43 of the Code of Federal Regulations in
19 accordance with Part VI, Department of the Interior, Bu-
20 reau of Land Management or part 222 of title 36 of the
21 Code of Federal Regulations in accordance with Part V, De-
22 partment of Agriculture, Forest Service, of volume 58, num-
23 ber 155, of the Federal Register, dated August 13, 1993,
24 or to continue any action involving the proposed rule-

1 *making contained in such Federal Register prior to October*
2 *1, 1994.*

3 **(124)***SEC. 321. FOREST SERVICE SEPARATION*
4 *PAY.—(a) In order to avoid or minimize the need for invol-*
5 *untary separations, effective for the period beginning upon*
6 *the date of enactment of this Act through and including*
7 *September 30, 1994, the Secretary of Agriculture, under*
8 *such regulations and subject to such conditions as the Sec-*
9 *retary of Agriculture may prescribe, shall have authority*
10 *to offer separation pay to employees of the Forest Service*
11 *to the same extent the Secretary of Defense is authorized*
12 *to offer separation pay to employees of a defense agency*
13 *in section 5597 of title 5, United States Code.*

14 *(b) In the event that an authority is enacted to offer*
15 *separation pay or a voluntary separation incentive similar*
16 *to such section 5597 of title 5, United States Code, but ap-*
17 *plicable to employees in the executive branch generally, the*
18 *authority under subsection (a) shall terminate.*

19 *(c) Such payments may be made to employees who*
20 *agree, during a continuous 90 day period designated by the*
21 *agency head, beginning no earlier than the date of enact-*
22 *ment of this Act and ending no later than September 30,*
23 *1994, to separate from service with the agency, whether by*
24 *retirement or resignation.*

10 **(125)***SEC. 322. None of the funds provided in this*
11 *Act may be used to study or implement the Bureau of Land*
12 *Management/United States Forest Service comprehensive*
13 *strategy for Pacific salmon and steelhead habitat*
14 *(“PACFISH”) in the Tongass National Forest.*

Passed the House of Representatives July 15, 1993.

Passed the Senate September 15 (legislative day, September 7), 1993.

HR 2520 PP—2

HR 2520 PP—3

HR 2520 PP—4

HR 2520 PP—5

HR 2520 PP—6

HR 2520 PP—7

HR 2520 PP—8

HR 2520 PP—9